

UNITED STATES DISTRICT COURT
DISTRICT OF NEW YORK
Nyjee Boyd Dn: 15B2063

(In the space above enter the full name(s) of the plaintiff(s).)

v.

Defendant No. 1 Correction Officer Charles Guthrie

Defendant No. 2 Correction Officer Asantewa K Tulloch

Defendant No. 3 Correction Sergeant Jose Candelario

Defendant No. 4 Correction Officer Alexander

Defendant No. 5 Nurse Elizabeth Pennisi

SEE ATTACHED I

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. No addresses should be included here.)

I. Parties in this complaint:

A. List your name, identification number, and the name and address of your current place of confinement. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff

Name Nyjee Boyd

ID # 15B2063

Current Institution Coxsackie Correctional Facility

Address P.O. Box 999, Coxsackie, NY 12081-0999

B. List all defendants' names, positions, places of employment, and the address where each defendant may be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Attached I

Defendant No. 6 SORC Regisford

Defendant No. 7 Michael Capra (Supt. Sing Sing Conf Pac)

Defendant No. 8 Elaine Velez (Deputy Supt. of programs)

Defendant No. 9 C.O. Marsico

Defendant No. 10 C.O. London

Defendant No. 11 Sgt. Martinez

Defendant No. 12 C.O. Gonzalez

Defendant No. 13 Sgt. Gonzalez

Defendant No. 14 C.O. Lowe

Defendant No. 15 C.O. Vasquez

Defendant No. 1

Name Charles Guthrie Shield #
Where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 2

Name Asantequa K. Tulloch Shield #
Where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 3

Name Jose Candelario Shield #
Where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 4

Name Alexander Shield #
Where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 5

Name Elizabeth Pennisi Shield #
Where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

SEG Attached IS

II. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

A. In what institution did the events giving rise to your claim(s) occur? Sing Sing Correctional Facility

B. Where in the institution did the events giving rise to your claim(s) occur? HBB
Messhall Bridgeport

C. What date and approximate time did the events giving rise to your claim(s) occur? 5:30 pm

Attached II

Defendant No. 6 Name Marcia N. Regisford shield#
where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 7 Name Michael Capra shield#
where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 8 Name Elaine Velez shield#
where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 9 Name Vito G. Marsico shield#
where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 10 Name Rondy D. London shield#
where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 11 Name Leon R. Lowe shield#
where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Attached #

Defendant No. 12 Name Felix Santiago Vasquez shield#
where Currently Employed Sing Sing Correctional Facility
Address 354 Hunter St, Ossining, NY 10562

Defendant No. 13 Name

where Currently Employed

Address

Defendant No. 14 Name

where Currently Employed

Address

Defendant No. 15 Name

where Currently Employed

Address

Claim #1 Defendants: C.O. Guthrie, C.O. Alexander, Sgt. Candelario, C.O. Tulloch

D. Facts: On the date of March, 29, 2022 at approx 5:30pm of HBB Messhall Bridgeport, I was leaving the messhall upon leaving, while walking through the "mag", ~~despite~~ ~~near~~ C.O. Tulloch directed C.O. Guthrie to place me on the wall for a Pat-fish, Sgt. Candelario And C.O. Alexander were also present within a couple feet. C.O. Guthrie then directed me to submit to a pat-fish, I Complied with all orders by placing my hands on the wall. C.O. Guthrie began to yell stating "You thought that Grievance shit was going to work" he then abruptly struck me with a closed fist to the side of my face, Sgt. Candelario, C.O. Tulloch, and C.O. Alexander responded by also striking me with closed fist punches to the head and upperbody of me, I collapsed to the floor not resisting, and placed my hands behind my back, I was continuously kicked ~~to~~ by the defendants and struck repeatedly. Sgt. Candelario then placed cuffs on me C.O. Tulloch began to kick me in my face, ~~and~~ breaking my front tooth and deaf in my left ear. The other defendants continued to kick me and strike me with closed fist while cuffed face down on the floor. While being assaulted C.O. Tulloch yelled "Talk that shit now"

What happened to you?

Who did what?

Was anyone else involved?

Who else saw what happened?

III. Injuries:

If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received. I Sustained a broken front tooth, Severe pain in my lowerback, neck, and face. I also am unable to hear out of my left ear. I also experience flashbacks, loss of sleep, loss of appetite, and anxiety.

IV. Exhaustion of Administrative Remedies:

The Prison Litigation Reform Act of 1995, 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted." Administrative remedies are also known as grievance procedures.

- A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?
 Yes No

Bitch Nigga", "Write a Grievance Now"! After the assault Sgt. Candelario escorted me to medical, while being escorted Sgt. Candelario stated "IT's nothing personal you disrespected my staff." upon arriving to medical Sgt. Candelario directed Nurse Elizabeth Pennisi the evaluating Nurse don't report the swelling to my eye and face, and the only injury to be reported is the swollen lip, which I complained pain in my left ear and severe pain in my lowerback, Neck and left shoulder. Those Complaints were ignored and was directed back to my cell without any further medical treatment. On the date of 3-20-22 at approx: 7:00PM C.O.Tulloch was assigned to the phone post in B-Block yard, while entering the yard, I placed my I.D. in the phone box, which my I.D. inadvertently knocked the pile of phone I.D.'s, C.O.Tulloch grabbed my I.D. and threw it at me and stated "Nigga you not getting on the phone, anytime, I work this Post". The Sgt. was called to the yard, which Sgt.Candelario directed back to my cell advising me my Rec was terminated.

Constitutional violations: 8th Amendment Cruel Unusual Punishment, denial of medical treatment, 1st Amendment Retaliation.

The relief I am seeking for this claim:

\$100,000 compensatory damages and \$150,000
Punitive damages against C.O. Tulloch.

\$100,000 compensatory damages and \$150,000
Punitive damages against C.O. Guthrie

\$100,000 compensatory damages and \$150,000
Punitive damages against C.O. Alexander

\$100,000 compensatory damages and \$150,000
Punitive damages against Sergeant Candelario

\$50,000 compensatory damages and \$75,000 punitive
damages against Nurse Pennisi

Total Compensatory = \$450,000

Total Punitive = \$675,000

Second Claim

Defendants: SORC Regisford

Description of Incident: On the date of 3/30/22 the plaintiff was served with a Tier III disciplinary misbehavior report charging him with 104.13-Creating a disturbance, 106.10-Direct Order, 104.11-Violent conduct, 113.10-Search/Frisk, and 118.22-unhygienic Act.

On the date of 4-4-22 a hearing was conducted by SORC Regisford at the hearing I gave testimony indicating that I was assaulted by The Author of the "mbr", C.O. Tulloch, C.O. Alexander, and Sgt. Candelario, I testified that when C.O. Guthrie placed me on the wall for a pat-frisk staff began to assault me, in retaliation for a incident that occurred on 3-20-22 with C.O. Tulloch. At the hearing I requested C.O. Tulloch, C.O. Alexander, C.O. Guthrie, Sgt. Candelario as a witness. SORC Regisford improperly denied the witnesses with no rational basis in violation of 7NYCRR chapter V § 254.5, which the plaintiff objected and also objected to SORC Regisford presiding over such hearing due to her not being a impartial hearing officer in violation of 7NYCRR chapter V.

I also requested to introduce documentary evidence such as grievance that, I filed against C.O. Tullach on 3-20-22, which was filed never filed by the grievance office in a attempt to cover-up C.O. Tullach misconduct. The hearing was adjourned until 4-12-22. SORC Regisford denied all staff witnesses after, I requested them again and didn't issue me a witnesses refusal form, I again ask SORC Regisford to recuse herself, which she continued to cut me off while making my objections. SORC Regisford then found me guilty of all charges and imposed the following sanctions 180 days loss of Rec, loss of Packages, loss of Commissary, 60days loss of phone and 30days loss of visits. As a result of these sanctions I was deprived all outside activity's from march 29, 2022 to may 18, 2022 and wasn't afforded 1 hour of outside physical activity's, I was denied package privileges from march 29, 2022 to may 18, 2022, I was denied Commissary privileges from march 29, 2022 to may 18, 2022, and was denied phone privileges from march 29 to May 18, 2022 and denied visits from march 29, 2022 to April 29, 2022, As a result I appealed SORC Regisford disposition on the grounds she was not impartial hearing officer, she improperly denied relevant witnesses,

She failed to allow me to introduce documentary evidence. On May 18, 2022 The Director of Special housing unit reversed the disciplinary determination. As a result the plaintiff suffered depression, loss of weight, loss of sleep, due to me not having no contact with family and being deprived of exercise. SORC Regisford violated my due process rights to call witnesses, to introduce documentary evidence, and to be a impartial hearing officer.

See Exhibit A

Constitutional violation: 14th Amendment due process and 8th Amendment cruel unusual punishment.

The relief I am seeking for this claim is:

\$25,000 compensatory damages \$50,000 Punitive damages against SORC Regisford

Third Claim

Defendants: Michael Capra (Superintendent) /
Elaine Velez Deputy Supt. of programs

Description of incident: On the date of 3/31/22, I was issued a "mbr" for 113.24 Drug use on the date of 3-31-22 a disposition was rendered finding me guilty which 35 days loss of Rec was imposed from start date 3/31/22 to 4/25/22 See Exhibit A. While confined for those sanctions, I was not provided one hour of outside recreation, due to the policy Michael Capra and Elaine Velez implemented at Sing Sing Corr. Fac. On the date of 3/30/22, I was issued a "mbr" for 104.11 Violent Conduct, 104.13 Creating a disturbance, 118.22 Unhygienic Act, 106.10 Direct order, and 115.10 refuse search or frisk, on the date of 4/12/22 I was found guilty on all charges the penalty of loss of Rec was imposed from start date 4/12/22 to 10/9/22, while confined for such sanction I was denied one hour of outside recreation On the date of 4/18/22 I was issued a "mbr" for 113.33 Drug possession, Drug Distribution, and 114.10 -Smuggling. a disposition was rendered finding me guilty which 60 days loss of Rec was imposed from 10/22/22 to 12/21/22 see exhibit A

These sanctions existed to I left Sing Sing Corr. Fac. On 6-30-22. So in total I was denied all means of outside physical activity's for one hour for 90 days total and when I had a assigned program, I was denied my work assignment in retaliation for filing grievances. See exhibit B. I was unable to exercise in my cell due to the small space , this caused me to become depressed, loss of sleep, and loss of weight. Michael Capra (Superintendent) and Elaine Velez (Dept. Supt of programs) implemented a informal policy, custom, and practice at Sing Sing Corr. Fac. that denied the Incarcerated Individuals at sing Sing Corr. Fac. who were serving a sanction of loss of Rec, one hour of outside physical activity's despite a I/I being employed or having a program this policy was enforced by Sing Sing Corr. Fac. supervisors and resulted with me being denied one hour of exercise per outside exercise.

Constitutional Violations: 8th Amendment Cruel Unusual Punishment, Conditions of Confinement.

The relief I am seeking for this claim is:
\$25,000 compensatory damages, \$35,000
Punitive damages against Michael Capra

\$25,000 compensatory damages, \$35,000
Punitive damages against Elaine Velez

Total Compensatory = \$50,000

Total Punitive = \$70,000

Fourth Claim

Defendants: C.O. Asantewa & Tulloch

Description of incident: On the date of ^{March} April 20, 2022, I wrote a grievance against C.O. Tulloch, because on that date at approx. 6:45PM C.O. Tulloch was assigned to the B-Block phone post at Sing Sing Corr. Fac. while putting my I.D. with the other phone I.D.s the other I.D.'s I inadvertently fell over. C.O. Tulloch grabbed my I.D. and threw it and stated "anytime, I work you're not getting on the phone" Sgt. Candelario approached me subsequently after and told me rec was terminated and I was to return to my cell, I complied with such orders. I wrote a grievance the same day. On the date of March 29, 2022 while leaving B-Block messhall I was assaulted by C.O. Tulloch see claim #1.

Constitutional violation, 8th Amendment and 1st Amendment Constitutional Right Cruel unusual punishment and retaliation.

The relief I am seeking for this claim is:

\$25,000 ag compensatory damages \$50,000 punitive damages.

Fifth Claim

Defendant: C.O. Charles Guthrie

Description of incident: On the date of March 29, 2022, C.O. Charles Guthrie assaulted me with several other staff for a grievance I wrote against C.O. Tulloch. See claim #1.

Constitutional violation: 8th Amendment and 1st Amendment Constitutional right.

The relief I am seeking for this claim:

\$100,000 compensatory damages, \$150,000
Punitive damages

Sixth Claim:

Defendants: C.O. Alexander

Description of incident: On the date of march 29, 2022, I was assaulted by C.O. Alexander for filing a grievance against C.O. Tulloch. See claim #1

Constitutional violations: 8th and 1st Amendment of the Constitution.

The relief I am seeking is:

\$100,000 Compensatory damages, \$150,000 Punitive damages.

Seventh Claim:

Defendant: Sergeant Jose Candelario

Description of incident: On the date of March 29, 2022 Sergeant Candelario participated in assault against me with several other staff by repeatedly kicking and punching me. Sgt. Candelario made no attempt to prevent such assault and actually encouraged the assault by participating in it. See Claim #1.

Constitutional violation: 8th Amendment
Cruel unusual punishment, failure to supervise,
failure to maintain safety, failure to train,
1st Amendment retaliation, Access to courts.
of Constitution of United States.

The relief I am requesting is:

\$100,000 compensatory damages, \$150,000 Punitive damages.

Eighth Amendment^{Claim}

Defendants: Elizabeth Pennisi (Nurse)

Description of incident: On the date of march 29, 2022, I was assaulted by staff, I was escorted to medical after the assault and Elizabeth Pennisi was the evaluating Nurse, I complained of pain in my left shoulder, left ear, and lowerback and Neck. Those complaints were ignored and I wasn't provided any medical treatment.

Constitutional violations: 8th Amendment
Cruel Unusual Punishment denial of medical treatment.

The relief I am requesting is: \$50,000 compensatory damages, \$75,000 punitive damages

Ninth Claim

Defendants; C.O. Marsico, C.O. London,
Sgt. Martinez, C.O. Gonzalez, Sgt. Gonzalez

Description of incident: On the date of June 1, 2022 at approx. 8:30PM while returning from the medication run. I was walking down B-Block Q-Company to return to my Cell, when Sgt. Gonzalez directed C.O. London to pat-frisk me and directed C.O. Gonzalez to pat-frisk I/I Greene, Prior to being Pat-frisked C.O. London stated "What's this grievance about that you have against C.O. Marsico" I stated I wrote such grievance due to Marsico destroying several items in my Cell during a Cell Search. C.O. London then stated "You know where you at, we are in Sing Sing if you haven't noticed we do what we want" he than directed me to step further back while on the wall. C.O. London then reached and stuck his hand inside my boxers grabbing my testicles, he than stated "Don't move Boyd" I stated "that is my testicles" he than stated "If you come off the wall we will use force on you" he than continued to manipulate my testicles and stated "this what happens when

"you be stupid and write officers up" During the pat frisk Sgt. Gonzalez, C.O. Marsico, ~~Gonzalez~~, and Sgt. Martinez was surrounding me and witnessed and observed the incident. C.O. London then directed me back to my basing location. I notified Office Special Investigations the following day OSI #294425, SEE EXHIBIT C

Constitutional violations: 8th Amendment
Cruel unusual punishment, 1st Amendment
retaliation

The relief I am requesting is:

\$250,000 Compensatory damages and
\$350,000 Punitive damages against C.O. London

\$100,000 Compensatory damages and \$ 200,000
Punitive damages against C.O. Marsico

\$100,000 Compensatory damages and \$ 200,000
Punitive damages against Sgt. Martinez

\$100,000 Compensatory damages and \$ 200,000
Punitive damages against C.O. Gonzalez

\$100,000 Compensatory damages and \$ 200,000
Punitive damages against Sgt. Gonzalez

Total Compensatory damages = \$ 650,000

Total Punitive damages = \$ 1,150,000

Tenth Claim

Defendants: C.O. Marsico, C.O. London, C.O. Gonzalez, Sgt. Gonzalez, Sgt. Gonzalez, C.O. Lowe

Description of Incident: On the date of 6-13-22 at approx. 8:30 AM C.O. Marsico and C.O. Gonzalez entered my cell also present outside my cell was C.O. London, C.O. Lowe, upon entering my cell C.O. Marsico directed me to strip I complied and both Marsico and C.O. Gonzalez, began to chant "Take it off"! While being strip frisked C.O. Marsico directed me to bend over at the waist, I complied which C.O. Marsico kept telling me to bend further and further over despite having a visual of my rectum area he than stated "look at the ass on that" He than stated "Since you to be a dick play with your Dick" I than stated I would like to speak to a area supervisor and C.O. Marsico directed me to get dress and destroyed several items during the cell search. I requested to speak to the area supervisor after the search I spoke to Sgt. Gonzalez and told him what occurred he stated "I authorized the search and far as I'm concerned I didn't see anything stop writing complaints make it easier on yourself" See EXHIBIT C.

Constitutional violations: 8th Amendment
Cruel unusual punishment, 1st Amendment
retaliation.

The relief I am requesting is:
~~\$100,000 Punitive damages~~ and \$ 200,000
Punitive damages against C.O. London

\$ 250,000 compensatory damages and \$ 350,000
Punitive damages against C.O. Marsico

\$ 100,000 compensatory damages and \$ 200,000
Punitive damages against C.O. Gonzalez

\$ 100,000 compensatory damages and \$ 200,000
Punitive damages against sgt. Gonzalez

\$ 100,000 compensatory damages and \$ 200,000
Punitive damages against C.O. Lowe

Total Compensatory = \$ 650,000
Total Punitive = \$ 1150,000

Eleventh Claim

Defendants: C.O. Lowe, C.O. Vasquez

Description of Incident: On the date of 4-6-22 at approx: 9:30AM C.O. Lowe and C.O. Vasquez conducted a cell search on my cell, while conducting such search I asked C.O. Lowe, what kind of search was being conducted he stated "do you want me to spray you" as he removed his pepper spray and came closer towards me he further stated "cause if you want me to spray you I will." He also stated "Stop writing grievances and we won't cross this path" C.O. Lowe and Vasquez then proceeded to destroy my personal property and took items that wasn't placed on the contraband receipt.

Constitutional violation: 1st Amendment retaliation

The relief I am requesting:

\$10,000 compensatory damages and \$15,000 Punitive damages against C.O. Lowe

\$10,000 compensatory damages and \$15,000 Punitive damages against C.O. Vasquez

Total compensatory = \$20,000

Total Punitive = \$30,000

If YES, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s). Sing Sing Correctional Facility

B. Does the jail, prison or other correctional facility where your claim(s) arose have a grievance procedure?

Yes No _____ Do Not Know _____

C. Does the grievance procedure at the jail, prison or other correctional facility where your claim(s) arose cover some or all of your claim(s)?

Yes No _____ Do Not Know _____

If YES, which claim(s)? 8th Amendment and 1st Amendment of Constitution of United States

D. Does the grievance procedure at the jail, prison or other correctional facility where your claim(s) arose not cover some of your claim(s)?

Yes _____ No Do Not Know _____

If YES, which claim(s)? _____

E. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose?

Yes No _____

If NO, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

Yes _____ No _____

F. If you did file a grievance, about the events described in this complaint, where did you file the grievance? Sing Sing Carr. Fac. Grievance Clerk

1. Which claim(s) in this complaint did you grieve? All claims

2. What was the result, if any? The Grievance Supervisor failed to respond in accordance with Grievance directive.

3. What steps, if any, did you take to appeal that decision? Describe all efforts to appeal to the highest level of the grievance process. I wrote to the Grievance Supervisor Requesting to appeal to the Superintendent and CORC, grievance supervisor failed to respond.

G. If you did not file a grievance, did you inform any officials of your claim(s)?

Yes No _____

1. If YES, whom did you inform and when did you inform them? _____

SEE EXHIBIT C

2. If NO, why not? _____

I. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies. See Attached Exhibits

Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.

V. Relief:

State what you want the court to do for you. Award the plaintiff
punitive damages in the amount of \$3,700,000
and compensatory damages in the amount of
\$2,220,000. Total Amount = \$5,920,000

VI. Previous lawsuits:

A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

Yes No

B. If your answer to A is YES, describe each lawsuit in questions 1 through 7 on the next page. (If

On
these
forms

(If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format.)

1. Parties to this previous lawsuit:

Plaintiff _____

Defendants _____

2. Court (if federal court, name the district; if state court, name the county) _____

3. Docket or Index number _____

4. Name of Judge assigned to your case _____

5. Approximate date of filing lawsuit _____

6. Is the case still pending? Yes _____ No _____

If NO, give the approximate date of disposition _____

7. What was the result of the case? (for example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?)

On
other
claims

D. Have you filed other lawsuits in state or federal court otherwise relating to your imprisonment?

Yes No _____

E. If your answer to D is YES, describe each lawsuit in questions 1 through 7 on the next page. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format.)

1. Parties to this previous lawsuit:

Plaintiff Wyllie L. Boyd

Defendants Dana J. Copeland

2. Court (if federal court, name the district; if state court, name the county) _____

Western District of New York

3. Docket or Index number 18-CV-6302

4. Name of Judge assigned to your case _____

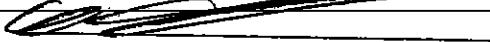
5. Approximate date of filing lawsuit: , 2018

6. Is the case still pending? Yes No _____

If NO, give the approximate date of disposition _____

7. What was the result of the case? (for example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?)

Signed this 18 day of September, 2022 I declare under penalty of perjury that the foregoing is true and correct.

Signature of Plaintiff 
Inmate Number 15B2068
Mailing address
Coxsackie Corr. Fac.
P.O. Box 999
Coxsackie, NY 12051-0999

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint and provide their inmate numbers and addresses.

I declare under penalty of perjury that on this 18 day of September, 2022 I will deliver this complaint to prison authorities to be mailed to the *Pro Se* Office of the United States District Court for the Southern District of New York.

Signature of Plaintiff 

**United States District Court
District of New York**

PRISONER AUTHORIZATION

Mailed to Plaintiff by the Court on this date:

NOTICE IS HEREBY GIVEN THAT THIS ACTION WILL BE DISMISSED UNLESS PLAINTIFF COMPLETES AND RETURNS THIS AUTHORIZATION FORM TO THIS COURT WITHIN FORTY-FIVE (45) DAYS FROM THE DATE OF THIS NOTICE.

The Prison Litigation Reform Act ("PLRA" or "Act") amends the *in forma pauperis* statute (28 U.S.C. § 1915) and applies to your case. Under the PLRA, you are required to pay the full filing fee when bringing a civil action if you are currently incarcerated or detained in any facility. If you do not have sufficient funds in your prison account at the time your action is filed, the Court must assess and collect payments until the entire filing fee of \$350 has been paid, no matter what the outcome of the action.

SIGN AND DATE THE FOLLOWING AUTHORIZATION:

I, Nyree L. Boyd (print or type your name), request and authorize the agency holding me in custody to send to the Clerk of the United States District Court for the Southern District of New York, a certified copy of my prison account statement for the past six months. I further request and authorize the agency holding me in custody to calculate the amounts specified by 28 U.S.C. § 1915(b), to deduct those amounts from my prison trust fund account (or institutional equivalent), and to disburse those amounts to the United States District Court for the Southern District of New York. This authorization shall apply to any agency into whose custody I may be transferred.

I UNDERSTAND THAT BY SIGNING AND RETURNING THIS NOTICE TO THE COURT, THE ENTIRE COURT FILING FEE OF \$350 WILL BE PAID IN INSTALLMENTS BY AUTOMATIC DEDUCTIONS FROM MY PRISON TRUST FUND ACCOUNT EVEN IF MY CASE IS DISMISSED.

9-18, 2022
Date Signed

[Handwritten signature]
Signature of Plaintiff

N.Y.S.I.D. # 15B2063

Local Jail/Facility I.D. #

Federal Bureau of Prisons I.D. #

EXHIBIT A

Correctional Facility

INCARCERATED INDIVIDUAL MISBEHAVIOR REPORT • INFORME DE MAL COMPORTAMIENTO DEL INDIVIDUO ENCARCELADO

1. NAME OF INCARCERATED INDIVIDUAL (Last, First) • NOMBRE DEL INDIVIDUO ENCARCELADO (Apellido, Nombre)	DIN	HOUSING LOCATION • CELDA
M Boyd	41163063	7053
2. LOCATION OF INCIDENT • LUGAR DEL INCIDENTE	INCIDENT DATE • FECHA	INCIDENT TIME • HORA
IBB Ms. Hull Bridge	3/27/22	6:27 pm
3. RULE VIOLATION(S) • VIOLACIÓN (ES)	107.13 Create Disturbance 107.10 Violent Conduct 107.22 Unlawful Act	
4. DESCRIPTION OF INCIDENT • DESCRIPCIÓN DEL INCIDENTE	<p>In the above date and approximate time, around 6:27 pm, I witnessed M Boyd left public area of IBB bridge during a break. He had items in his pocket. He replied don't worry about my pocket. I ordered Boyd to put his hand up. I did so. I/I Boyd abruptly came forward facing me. At this time, he tried to prevent assault and pushed me. I used force in return to him. I/I Boyd fell to the ground while in his attempt to push me. All force from me ceased. At this time, I/I Boyd was under control.</p>	
REPORT DATE • FECHA	REPORTED BY • REPORTADO POR	SIGNATURE • FIRMA
3/27/22	John G. Cuthbert	John G. Cuthbert
5. ENDORSEMENTS OF OTHER EMPLOYEE WITNESSES (if any) ENDOSOS DE OTROS EMPLEADOS TESTIGOS (si ha)		SIGNATURES: FIRMAS:
		1. S. J. G. Cuthbert
		2. [Signature]
		3. [Signature]

NOTE: Fold back Page 2 on dotted line before completing below.

DATE AND TIME SERVED UPON INCARCERATED INDIVIDUAL _____ **NAME AND TITLE OF SERVER** _____

FECHA Y HORA DADO AL INDIVIDUO ENCARCELADO _____ NOMBRE Y TITULO DEL QUE ENTREGA _____

You are hereby advised that no statement made by you in response to the charges or information derived therefrom may be used against you in a criminal proceeding. ♦ Por este medio se le informa que no se puede usar ninguna declaración hecha por usted como respuesta al cargo o la información derivada de ella.

NOTICE & AVISO

REVIEWING OFFICER (DETACH BELOW FOR VIOLATION HEARING ONLY)

You are hereby notified that the above report is a formal charge and will be considered and determined at a hearing to be held. ♦ Por este medio se le notifica que el informe anterior es un cargo formal el cual se considerará y determinará en una audiencia a celebrarse.

The incarcerated individual shall be permitted to call witnesses provided that so doing does not jeopardize institutional safety or correctional goals. ♦ Se le permitirá al individuo encarcelado llamar testigos con tal de que al hacerlo no pondrá en peligro la seguridad de la institución ni las metas del Departamento.

If restricted pending a hearing for this misbehavior report, you may write to the Deputy Superintendent for Security or their designee prior to the hearing to make a statement on the need for continued prehearing confinement. • Si está restringido pendiente a una audiencia por este Informe de mal comportamiento, puede escribirle al Diputado del Superintendente para Seguridad o su representante antes de la audiencia para que haga una declaración acerca de la necesidad de continuar bajo confinamiento previo a la audiencia.

**APPEAL FORM TO COMMISSIONER
SUPERINTENDENT'S HEARING***

Print or Write Carefully

DIN	LAST NAME	FIRST NAME
15P20103	Bordi	Nicole
CURRENT FACILITY	HEARING FACILITY	HEARING DATE
Sing Sing	Sing Sing	7-12-22

THE SPECIFIC GROUNDS FOR MY APPEAL ARE AS FOLLOWS:

In the hearing, I presented testimony talking the in behavior report was fabricated and I was assaulted by CO Alexander McTulloch, CO Gutierrez, CO Flores and Sgt. Jose Cardenas. I advised the hearing officer I never refused any direct orders by Gutierrez and every way I complied with the Pat Frisch. Following my appeal staff accused me of fabricating the testimony. I requested CO Tulloch, CO Gutierrez, CO Alexander and Sgt. Jose Cardenas, as a witness who was all present for the incident which I reported them as a witness and was improperly denied and was not given a witness refusal form specifying the reasons for such denial, which those officers would've been relevant to the hearing because it could've question them in regards to the incident. I also pointed out if Bordi holds as alleged in the report was as how did I sustain injury to my face as is documented in the O.I. report which the officers testimony would've been relevant. I requested I/I CESAR TAPIAS and FIGUEROA #15-A-6660 and BOOTH M-#16-A-3602 as a witness which they were present for the incident. The hearing was adjourned to call such witness, during adjournment the hearing officer began to discuss with LT. D. Baum.

1 of 2

INMATE'S SIGNATURE

DATE

* Appeals must be submitted within 30 days of receipt of the disposition.

Mail the top (white) copy to: Director of Special Housing/Inmate Discipline, Central Office.

INTERVIEWER ASKED THE WITNESS, I CALLED TO TESTIFY WHICH STATED "CAN'T I JUST FIND HIM GUILTY AND DENY HIS WITNESS? SHE ALSO ADVISED HIM OF THE U.I. REPORT, I PRESENTED AND HE DIRECTED HER TO CONFISCATE THE DOCUMENTS FROM ME. SHE ALSO STATED "WELL IM STILL FINDING HIM GUILTY" UPON MY WITNESS ARRIVING AND RE-COMMENCEMENT OF THE HEARING I ATTEMPTED TO OBJECT TO THE OFF-RECORD CONVERSATION AND THAT THE HEARING OFFICER WAS BIA'S WHICH THE HEARING OFFICER INTERRUPTING ME ADVISING ME, I COULDNT MAKE THOSE OBJECTIONS BECAUSE IT WASN'T RELEVANT TO THE HEARING AND REPEATEDLY INTERRUPTED ME FROM MAKING SUCH OBJECTIONS, MY WITNESS TESTIFIED WHICH THEY CORROBORATED MY TESTIMONY THAT I WAS ASSAULTED BY THESE OFFICERS. AFTER THEIR TESTIMONY, I OBJECTED TO THE CONSIDERATION OF THE U.I. REPORT AND THE DENIAL OF THE OFFICERS, I REQUESTED AS WITNESSES. I ALSO OBJECTED TO NOT HAVING A IMPARTIAL HEARING OFFICER AND OBJECTED TO THE DISPOSITION IMPOSING LOSS OF VISITS FOR 30 DAYS, BECAUSE IT WASN'T VISIT RELATED AND LOSS OF PHONE 60 DAYS BECAUSE IT WASN'T PHONE RELATED. I ALSO OBJECTED TO THE DENIAL OF THE USE OF FORCE PHOTOGRAPHS OF ME, WHICH WOULD'VE FURTHER SHOWNED MY INJURIES, WHICH OFFICER FOUND ME GUILTY ON ALL CHARGES AND IMPOSED 180 DAYS LOSS OF REC., LOSS OF PACKAGES, LOSS OF COMMISSARY, 60 DAYS LOSS OF PHONE, 30 DAYS LOSS OF VISITS. THE HEARING OFFICER ALSO REFUSED TO CONSIDER MY MENTAL STATUS. THE DENIAL OF MY WITNESS VIOLATED MY 14TH AMENDMENT RIGHT TO DUE PROCESS AND THE PENALTY IMPOSED WAS HARSH AND EXCESSIVE AND THE EVIDENCE RELIED UPON DON'T SUPPORT THE CHARGES. I REQUEST THE HEARING BE REVERSED, MODIFIED, AND EXPUNGED FROM MY RECORD. CC: DIRECTOR OF SPECIAL HOUSING / FILE ETC.

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SUPERINTENDENT HEARING DISPOSITION RENDERED

PAGE 1

SING SING GN

TAPE NUMBER 0692

DIN: 15B2063 NAME: BOYD, NYJEE

LOCATION: OB-TN-53S

INCIDENT DATE & TIME: 03/29/2022 05:24 PM TIER 3

REVIEW DATE: 03/30/2022 BY: LT COUGHLIN, S A

DELIVERY DATE & TIME: 03/30/22 09:10 AM BY: CO THOMPSON, D D

HEARING START DATE & TIME: 4/12/22 9:05 AM BY: SORC Beagford

HEARING END DATE & TIME: 4/12/22 9:43 pm BY: SORC Koenig

WAS THERE NEED FOR A FORMAL MENTAL HEALTH/INTELLECTUAL CAPACITY ASSESSMENT? Y / N
DOES THIS MISCONDUCT MEET THE CRITERIA FOR WORKPLACE VIOLENCE? Y / N

CHARGE

NUMBER	DESCRIPTION OF CHARGES	REPORTED BY	DISPOSITION
104.11	VIOLENT CONDUCT	CO GUTHRIE, C E	G
104.13	CREATING A DISTURBANCE		G
118.22	UNHYGIENIC ACT		G
106.10	REFUSING DIRECT ORDER		G
115.10	REFUSE SEARCH OR FRISK		G

ANY GUILTY DISPOSITION WILL RESULT IN A MANDATORY DISCIPLINARY SURCHARGE IN THE AMOUNT OF FIVE (\$5.00) DOLLARS BEING ASSESSED AUTOMATICALLY AGAINST THE INMATE. SANCTION DATES BELOW ARE SUBJECT TO REVIEW/CHANGE, AND WILL BE CONSECUTIVELY ADDED TO ANY SIMILAR CURRENT SANCTION. IN ADDITION, WHENEVER A CONFINEMENT PENALTY IS BEING SERVED AND A MORE RESTRICTIVE CONFINEMENT PENALTY IS IMPOSED AS A RESULT OF ANOTHER HEARING, THE MORE RESTRICTIVE PENALTY SHALL BEGIN TO BE SERVED IMMEDIATELY, AND ANY TIME OWED ON THE LESS RESTRICTIVE PENALTY SHALL BE SERVED AFTER COMPLETION OF THE MORE RESTRICTIVE PENALTY PERIOD.

PENALTY CODE	DESCRIPTION	PENALTY MO DAYS	START DATE	RELEASE DATE	SUSPEND MO DAYS	DEFERRED RESTITUTION MO DAYS	\$\$\$\$. 00
D000	Loss of Rec	180d	4/12/22	10/9/22	0	0	0
E000	Loss of Package	180d	4/12/22	10/9/22	0	0	0
F000	Loss of Comm	180d	4/12/22	10/9/22	0	0	0
G1000	Loss of Phone (old) Allstar	60d	4/12/22	0	0	0	0
L000	Loss of Visita	30d	4/12/22	5/12/22	0	0	0

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SUPERINTENDENT HEARING DISPOSITION RENDERED

PAGE 2

DIN: 15B2063 NAME: BOYD, NYJEE

HEARING DATE: 4/10/22

VISITOR NAME RELATIONSHIP LAST VISIT VISITS PRIOR YR

PENALTY PENCODE MO DAY START DATE RELEASE DATE SUSPEND DEFERRED

ALL

NO VISITS: LOOD 30 days 4/12/22 5/12/22 5 NONCONTACT:

BEATY, BRIANNA M

NO VISITS: NONCONTACT:

FRIEND

12/10/2021

3

BEATY, BRIANNA M

NO VISITS: NONCONTACT:

FRIEND

10/24/2021

2

PORCHEA, EVERSON I

SIBLING

08/02/2016

0

NO VISITS: NONCONTACT:

BROWN, CALDONIA

PARENT

12/11/2015

0

NO VISITS: NONCONTACT:

JACKSON, CONESHA M

COUSIN

12/11/2015

0

NO VISITS: NONCONTACT:

GRIMES, KAELEIGH L

FRIEND

08/08/2015

0

NO VISITS: NONCONTACT: NO VISITS: NONCONTACT: NO VISITS: NONCONTACT:

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SING SING GN. CORRECTIONAL FACILITY

PAGE 3

SUPERINTENDENT HEARING DISPOSITION RENDERED

DIN: 15B2063 NAME: BOYD, NYJEE

HEARING DATE: 4/18/22

INCIDENT DATE: 03/29/2022

TIME: 05:24 PM

TIER: 3

A. STATEMENT OF EVIDENCE RELIED UPON:

Evidence relied upon was the witness report that stated you T/T Boyd questioned an inmate staff on placing staff or the items in your left pocket. You replied "don't worry about what's in my pocket". You T/T Boyd was then ordered to put your hands on the wall for Pat Frisk. Once T/T Boyd abruptly came off the wall and turned to the security staff. Due to you T/T Boyd removing your hands off the wall then attacking the security staff ~~and~~ to prevent any assault on security staff for your non-compliant behavior, force was necessary to gain compliance from you T/T Boyd.

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SING SING GN CORRECTIONAL FACILITY

PAGE 4

SUPERINTENDENT HEARING DISPOSITION RENDERED

4/12/2022

DIN: 15B2063 NAME: BOYD, NYJEE

HEARING DATE:

INCIDENT DATE: 03/29/2022

TIME: 05:24 PM

TIER: 3

B. SPECIAL CONSIDERATIONS:

1. WHERE INMATE IS A JUVENILE, THE SANCTION HAS BEEN
- MITIGATED
- AS FOLLOWS:

N/A

2. IF AT ISSUE, HEARING OFFICER CONSIDERED INMATE'S MENTAL HEALTH AS FOLLOWS:

Yes, DMH testimony taken

3. IF AT ISSUE, INMATE'S INTELLECTUAL CAPACITY/SPECIAL EDUCATION STATUS AS FOLLOWS:

DMH testimony taken

- C. ANY OTHER INDIVIDUAL MITIGATING OR AGGRAVATING CIRCUMSTANCES WERE CONSIDERED AS FOLLOWS (include how they weigh in favor of a less severe or more severe sanction):

Mitigating factors taken into consideration:
I/I Boyd has a history of all types of charges. DMH testimony was also taken into consideration.

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SING SING GN CORRECTIONAL FACILITY

PAGE 5

SUPERINTENDENT HEARING DISPOSITION RENDERED

DIN: 15B2063 NAME: BOYD, NYJEE

HEARING DATE: 4/10/22

INCIDENT DATE: 03/29/2022

TIME: 05:24 PM

TIER: 3

D. OTHER REASONS FOR DISPOSITION:

DI - Preliminary Report states force was used in the form of a body hold to gain Compliance (he forced ITI to the ground on his stomach). Boyd became compliant after force was used.

E. SUPPLEMENTAL DATA ENTRY

1. IF INMATE FOUND GUILTY OF ASSAULT (100.10; 100.11; 100.12):
 WAS WEAPON USED? (Y/N) WHAT TYPE? _____
 DID AN INJURY OCCUR? (Y/N) SEVERITY (1-4)? _____

N/A

N/A

2. IF INMATE FOUND GUILTY OF A SEX OFFENSE (101.10):
 CHOOSE ONE: FORCE/ATT FORCE ENCOURAGE/SOLICIT CONSENSUAL

N/A

3. IF INMATE FOUND GUILTY OF THREATS (102.10):
 CHOOSE ONE: NON-VIOLENT VIOLENT

N/A

4. IF INMATE FOUND GUILTY OF VIOLENT CONDUCT (104.11):
 CHOOSE ONE: ASSAULT/ATT ASSAULT THREAT OF VIOLENCE ACT OF VIOLENCE

X

5. IF INMATE FOUND GUILTY OF DEMONSTRATION (104.12): N/A
 CHOOSE ONE: LEAD/ORGANIZED PARTICIPATED

N/A

6. IF INMATE FOUND GUILTY OF INTERFERENCE (107.10):
 CHOOSE ONE: PHYSICAL VERBAL

N/A

7. IF INMATE FOUND GUILTY OF DRUG POSSESSION (113.25):
 CHOOSE ONE: POSSESSION ONLY MAKE/DISTRIBUTE/SELL/EXCHANGE

N/A

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SING SING GN CORRECTIONAL FACILITY

PAGE 6

SUPERINTENDENT HEARING DISPOSITION RENDERED

DIN: 15B2063 NAME: BOYD, NYJEE

HEARING DATE: 4/12/2022

INCIDENT DATE: 03/29/2022

TIME: 05:24 PM

TIER: 3

F. HISTORY/CONFINEMENT SANCTION GUIDELINE REVIEW

CHARGE	DESCRIPTION OF CHARGES	5 YEAR PRIORS	10 YEAR PRIORS
104.11	VIOLENT CONDUCT	5	8
104.13	CREATING A DISTURBANCE	12	16
118.22	UNHYGIENIC ACT	7	7
106.10	REFUSING DIRECT ORDER	20	25
115.10	REFUSE SEARCH OR FRISK	1	1

AT THE TIME OF THE HEARING, WAS THIS INMATE HOUSED IN A SHU CELL: YES NO THE CONFINEMENT SANCTIONS IMPOSED ARE WITHIN THE PUBLISHED GUIDELINES

OR

I HAVE IMPOSED CONFINEMENT SANCTIONS THAT HAVE DEPARTED UPWARD FROM THE PUBLISHED GUIDELINES, FOR THE FOLLOWING REASON(S) (choose up to three):

- OVERALL CLIMATE OF THE FACILITY
- SEVERITY OF OFFENSE
- LOCATION OF OFFENSE
- MANNER OFFENSE WAS COMMITTED
- RISK TO SECURITY
- RISK TO PERSONAL SAFETY
- PROPERTY DAMAGE - RESTITUTION
- DISCIPLINARY HISTORY
- OTHER

CARTICULATE BELOW THE INMATE'S PARTICULAR HIGH RISK BEHAVIORS OR OTHER FACTORS INDICATING NEED FOR CONFINEMENT EXCEEDING THE GUIDELINES TO ADDRESS A THREAT TO THE SAFETY OF STAFF OR INMATES):

N/A

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SING SING GN CORRECTIONAL FACILITY

PAGE 7

SUPERINTENDENT HEARING DISPOSITION RENDERED

DIN: 15B2063 NAME: BOYD, NYJEE

HEARING DATE: 4/1/22

INCIDENT DATE: 03/29/2022

TIME: 05:24 PM

TIER: 3

G. PURPOSE(S) OF CONFINEMENT SANCTION IMPOSED (IF ANY) - SET FORTH ALL THAT APPLY:

1. INCAPACITATION (Include the specific behaviors that posed a threat to the safety of staff or other inmates):

N/A

2. DETERRENCE:

The sanctions imposed, it is hoped that you I/I Boyd use the time to think of your actions and make better decisions for the future. You I/I Boyd are to ~~be~~ @ Familiarize yourself with Doccs rules and regulations.

3. FAIRNESS:

N/A

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SING SING GN CORRECTIONAL FACILITY

SUPERINTENDENT HEARING DISPOSITION RENDERED

DIN: 15B2063 NAME: BOYD, NYJEE

HEARING DATE: 4/12/22

INCIDENT DATE: 03/29/2022

TIME: 05:24 PM TIER: 3

H. REASON(S) FOR A SHU CONFINEMENT SANCTION IMPOSED (IF ANY) WHERE INMATE IS UNDER PRIOR CONFINEMENT OR IN A SHU-ALTERNATIVE PROGRAM (Must have a guilty determination of an offense listed in section 1 and clearly articulated in section 2 and/or 3 to impose a SHU confinement sanction on an inmate already serving a SHU sanction):

1. THE INMATE IS FOUND GUILTY OF ONE OR MORE SERIOUS OFFENSES AS FOLLOWS:
- | | | |
|--|--|--|
| <input type="checkbox"/> PENAL LAW OFFENSE | <input type="checkbox"/> SEX OFFENSE | <input type="checkbox"/> DIRECT ORDER (SERIOUS NATURE) |
| <input type="checkbox"/> ASSAULT ON INMATE | <input type="checkbox"/> FORCIBLE TOUCHING | <input type="checkbox"/> ESCAPE ITEMS |
| <input type="checkbox"/> ASSAULT ON STAFF | <input type="checkbox"/> STALKING | <input type="checkbox"/> POSSESSION EMPLOYEE PROPERTY |
| <input type="checkbox"/> ASSAULT ON OTHER | <input type="checkbox"/> THREATS | <input type="checkbox"/> SMUGGLING |
| <input type="checkbox"/> RIOTING | <input type="checkbox"/> BRIBERY/EXTORTION | <input type="checkbox"/> SEARCH/FRISK |
| <input type="checkbox"/> ESCAPE | <input type="checkbox"/> VIOLENT CONDUCT | <input type="checkbox"/> EXPLOSIVES |
| <input type="checkbox"/> WEAPON | <input type="checkbox"/> DEMONSTRATION | <input type="checkbox"/> ARSON |
| <input type="checkbox"/> FIGHTING | <input type="checkbox"/> GANGS | <input type="checkbox"/> UNHYGIENIC ACT |

2. THE ACT(S) OF MISBEHAVIOR DEMONSTRATE A THREAT TO SAFETY AS FOLLOWS:
- N/A

3. THE INMATE HAS ENGAGED IN THE FOLLOWING REPEATED ACTS OF DISRUPTIVE MISBEHAVIOR DESPITE PRIOR ALTERNATIVE INTERVENTIONS AS SET FORTH BELOW:
- N/A

03/30/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SING SING GN CORRECTIONAL FACILITY

SUPERINTENDENT HEARING DISPOSITION RENDERED

DIN: 15B2063 NAME: BOYD, NYJEE

HEARING DATE: 4/12/22

INCIDENT DATE: 03/29/2022

TIME: 05:24 PM

TIER: 3

I. REASON(S) FOR INVOKING REMAINING SHU CONFINEMENT SANCTIONS SUSPENDED UPON AN INMATE'S SUCCESSFUL COMPLETION OF A SHU-ALTERNATIVE PROGRAM (Must have a guilty determination of an offense listed in section 1 and clearly articulated in section 2 to impose the SUSPENDED SHU confinement sanction after successful completion of a SHU-alternative program):

1. THE INMATE COMMITTED A SERIOUS ACT OF MISBEHAVIOR AS SET FORTH BELOW:

<input type="checkbox"/> PENAL LAW OFFENSE	<input type="checkbox"/> SEX OFFENSE	<input type="checkbox"/> DIRECT ORDER (SERIOUS NATURE)
<input type="checkbox"/> ASSAULT ON INMATE	<input type="checkbox"/> FORCIBLE TOUCHING	<input type="checkbox"/> ESCAPE ITEMS
<input type="checkbox"/> ASSAULT ON STAFF	<input type="checkbox"/> STALKING	<input type="checkbox"/> POSSESSION EMPLOYEE PROPERTY
<input type="checkbox"/> ASSAULT ON OTHER	<input type="checkbox"/> THREATS	<input type="checkbox"/> SMUGGLING
<input type="checkbox"/> RIOTING	<input type="checkbox"/> BRIBERY/EXTORTION	<input type="checkbox"/> SEARCH/FRISK
<input type="checkbox"/> ESCAPE	<input type="checkbox"/> VIOLENT CONDUCT	<input type="checkbox"/> EXPLOSIVES
<input type="checkbox"/> WEAPON	<input type="checkbox"/> DEMONSTRATION	<input type="checkbox"/> ARSON
<input type="checkbox"/> FIGHTING	<input type="checkbox"/> GANGS	<input type="checkbox"/> UNHYGIENIC ACT

2. THE INMATE COMMITTED THE SAME OR SIMILAR VIOLATION AS THAT LEADING TO THE SUSPENDED SANCTION AS SET FORTH BELOW:

N/A

J. SPECIAL INSTRUCTION ON VISITATION OR CORRESPONDENCE RESTRICTIONS, REFERRALS OR SPECIAL EVENT LOSS:

Loss of visit 30 days 4/12/22 - 5/12/22

YOU HAVE THE RIGHT TO APPEAL THIS TIER III DISPOSITION BY SENDING YOUR APPEAL TO THE COMMISSIONER'S OFFICE WITHIN 30 DAYS OF YOUR RECEIPT OF SUCH DISPOSITION:

I HAVE RECEIVED A COPY OF THIS HEARING DISPOSITION DATED:

Mrs. Boyd Refused, 4/12/22

ee/eli 4/12/22 8:43pm

HEARING OFFICER SIGNATURE INMATE SIGNATURE

DATE & TIME RECEIVED

SUCCESSFUL PRINT COMPLETION



Corrections and Community Supervision

KATHY HOCHUL
Governor

ANTHONY J. ANNUCCI
Acting Commissioner

To: Lt. C. Pinker

From: Sgt. J. Candelario

Subject: U.O.F # 22-030 Boyd, N #15B2063 (B-T-53)

Date: March 29, 2022

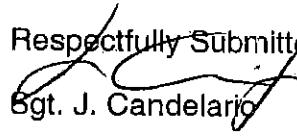
Sir,

At approximately 5:24pm on HBB Mess Hall Officer C. Guthrie observed a bulge in Incarcerated Individual Boyd, N #15B2063 Left front pocket. Officer Guthrie questioned Boyd as to the contents in his left front pocket. Boyd replied, "Don't worry about what's in my pocket". Officer Guthrie ordered Boyd to place his hands on the wall for a suspicious pat frisk. Boyd abruptly took his hands off the wall turning and facing Officer Guthrie. Officer Guthrie used a body hold forcing Boyd to the ground. Once on the ground on his stomach I/I Boyd became compliant and all force ceased, I applied mechanical wrists restraints to a compliant Boyd. Boyd was under escort, who then turned his head and spit towards Officer Guthrie, the saliva did not have contact with any staff.

Boyd was escorted to facility hospital E.R. for post use of force examination and examined by RN E. Pennisi who noted: swollen left side of upper lip, no other injuries. Use of force photographs were taken by me. I ordered Officer Guthrie to report to facility hospital E.R. For post use of force evaluation. [REDACTED]

[REDACTED] authorized the cell search of B-T-53 with no reportable contraband found. I/I Boyd was escorted back to his housing location without incident. Officer Guthrie authored a misbehavior report on the incident. Please find all pertinent documentation and photographs for your review.

Respectfully Submitted,


Sgt. J. Candelario

STATE OF NEW YORK - DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

WITNESS INTERVIEW NOTICE (For Superintendent's & Disciplinary Hearings)

Correctional Facility

Inmate Name (Print)

DIN

An inmate may call witnesses on his or her behalf provided their testimony is material, is not redundant, and doing so does not jeopardize institutional safety or correctional goals.

If permission to call a witness is denied, or if a requested witness testifies outside the presence of the inmate charged and/or if the inmate is not permitted to review the testimony of a witness, the reason for such determination must be recorded on this form and copies given to the inmate by the hearing officer and included in the hearing record.

Reference: Directive #4932, Sections 253.5 and 254.5.

- Permission to call the requested witness is denied.
 Requested witness will testify outside inmate's presence.
 Inmate is not permitted to review requested witness's testimony.

Requested witness:

Date: 4/18/20

Explanation: *OMH Heathman*

- Permission to call the requested witness is denied.
 Requested witness will testify outside inmate's presence.
 Inmate is not permitted to review requested witness's testimony.

Requested witness:

Date: 4/19/20

Explanation: *The witness gave his testimony*

- Permission to call the requested witness is denied.
 Requested witness will testify outside inmate's presence.
 Inmate is not permitted to review requested witness's testimony.

Requested witness:

Date: 4/20/20

Explanation: *The witness gave his testimony*

Signature

Hearing Officer

Inmate

DIN

Date Received

NEW YORK STATE
DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION
THE HARRIMAN STATE CAMPUS - BUILDING 2
1220 WASHINGTON AVENUE
ALBANY, N.Y. 12226-2050

M E M O R A N D U M

TO: SUPERINTENDENT MICHAEL CAPRA
SING SING CORRECTIONAL FACILITY

FROM: A. RODRIGUEZ, DIRECTOR
SPECIAL HOUSING/INMATE DISCIPLINE

DATE: MAY 18, 2022

RE: REVERSAL OF SUPERINTENDENT'S HEARING/EXPUNCTION ORDER

<u>INMATE/NUMBER</u>	<u>DATE OF HEARING</u>	<u>DATE OF INCIDENT</u>
BOYD, NYJEE #15B2063	APRIL 12, 2022 BY SORC REGISFORD, M N @ SING SING C.F. TAPE #: 22-0692	MARCH 29, 2022

THE ABOVE-NOTED SUPERINTENDENT'S HEARING HAS BEEN REVERSED ON
MAY 18, 2022, FOR THE FOLLOWING REASON(S):

MENTAL HEALTH TESTIMONY NOT CONSIDERED AS REQUIRED BY DIRECTIVE
4932.

RECORDS CONTAINING REFERENCES TO THE ABOVE-NOTED SUPERINTENDENT'S
HEARING ARE TO BE EXPUNGED.

PLEASE OBTAIN ALL AVAILABLE RECORDS WITHIN 14 DAYS OF RECEIPT OF THIS
MEMORANDUM. AFTER ACCUMULATING SUCH RECORDS, PLEASE FORWARD THEM FOLLOWING
ESTABLISHED PROCEDURES.

DO NOT SEND TAPES - RETAIN ON FILE AND MARK AS EXPUNGED.

IF THE RECORDS ARE NOT AVAILABLE AT YOUR FACILITY, PLEASE ADVISE THIS
OFFICE AS SOON AS POSSIBLE.

CC: I.R.C., SING SING C.F.
EXPUNGEMENT FILE

NEW YORK STATE
DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION
THE HARRIMAN STATE CAMPUS - BUILDING 2
1220 WASHINGTON AVENUE
ALBANY, N.Y. 12226-2050

REVIEW OF SUPERINTENDENT'S HEARING

NAME: BOYD, NYJEE

NO. 15B2063

HEARING FACILITY: SING SING

ON BEHALF OF THE COMMISSIONER AND IN RESPONSE TO YOUR RECENT LETTER OF APPEAL, PLEASE BE ADVISED THAT YOUR SUPERINTENDENT'S HEARING OF APRIL 12, 2022, HAS BEEN REVIEWED AND REVERSED ON MAY 18, 2022.

A. RODRIGUEZ
DIRECTOR, SPECIAL HOUSING/
INMATE DISCIPLINARY PROGRAM

CC: FACILITY SUPERINTENDENT
CENTRAL OFFICE FILES

APPEAL DECISION RENDERED PURSUANT TO SECTION 254.8 OF CHAPTER V AND ELECTRONICALLY PRODUCED UPON THE AUTHORITY OF THE DIRECTOR OF SPECIAL HOUSING/INMATE DISCIPLINE PROGRAM.

03/25/2022
DCP004

NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
DISCIPLINARY HEARING DISPOSITION RENDERED

PAGE 1

SING SING GN

TAPE NUMBER

DIN: 15B2063 NAME: BOYD, NYJEE

LOCATION: 08-TN-53S

INCIDENT DATE & TIME: 03/17/2022 01:52 AM TIER 2

REPORT DATE: 03/21/2022

BY: LT BODGE, B J

DELIVERY DATE & TIME: 03/25/22 11:15 AM BY: CO JACKSON, T A

HEARING START DATE & TIME: 3/30/02 10:00 A BY: LG D. S. LEMM

HEARING END DATE & TIME: 3/31/22 9:00 A BY: LJ B. SPALDING

CHARGE NUMBER	DESCRIPTION OF CHARGES	REPORTED BY	DISPOSITION
113.24	DRUG USE	CO CABAN, J	

ANY GUILTY DISPOSITION WILL RESULT IN A MANDATORY DISCIPLINARY SURCHARGE IN THE AMOUNT OF FIVE(\$5.00) DOLLARS BEING ASSESSED AUTOMATICALLY AGAINST THE INMATE. SANCTION DATES BELOW ARE SUBJECT TO REVIEW/CHANGE, AND WILL BE CONSECUTIVELY ADDED TO ANY SIMILAR CURRENT SANCTION. IN ADDITION, WHENEVER A CONFINEMENT PENALTY IS BEING SERVED AND A MORE RESTRICTIVE CONFINEMENT PENALTY IS IMPOSED AS A RESULT OF ANOTHER HEARING, THE MORE RESTRICTIVE PENALTY SHALL BEGIN TO BE SERVED IMMEDIATELY, AND ANY TIME OWED ON THE LESS RESTRICTIVE PENALTY SHALL BE SERVED AFTER COMPLETION OF THE MORE RESTRICTIVE PENALTY PERIOD.

PENALTY CODE	DESCRIPTION	PENALTY MO DAYS	START DATE	RELEASE DATE	SUSPEND MO DAYS	DEFERRED RESTITUTION MO.DAYS	\$\$\$\$. . . \$
N020	Ref ASAT		3/31/02	-	-	-	n/a
1020	Loss of Rec	25	3/31/02	1/23/02	-	-	n/a
1020	Court Repain	-	3/31/02	-	-	-	n/a

04/18/2022
DCP004NYS DEPT OF CORRECTIONS & COMMUNITY SUPERVISION
SUPERINTENDENT HEARING DISPOSITION RENDERED

PAGE 1

SING SING GN

TAPE NUMBER 33

DIN: 15B2063 NAME: BOYD, NYJEE

LOCATION: OB-TN-53S

INCIDENT DATE & TIME: 04/15/2022 SHU CELL INELIGIBLE
12:00 PM TIER 3REPORT DATE: 04/18/2022
REVIEW DATE: 04/18/2022

BY: LT PINKER, C J

DELIVERY DATE & TIME: 04/18/22 04:35 PM BY: CO JACKSON, T A

HEARING START DATE & TIME: 4/22/22 1056a BY: DSHS Jackson-SmithHEARING END DATE & TIME: 4/22/22 BY: DSHS Jackson-Smith
WAS THERE NEED FOR A FORMAL MENTAL HEALTH/INTELLECTUAL CAPACITY ASSESSMENT? Y / N

CHARGE NUMBER	DESCRIPTION OF CHARGES	REPORTED BY	DISPOSITION
113.33	DRUG POSSESSION.	INV ROSS, R J	GUILTY
113.34	DRUG DISTRIBUTION		NOT GUILTY
114.10	SMUGGLING		GUILTY

ANY GUILTY DISPOSITION WILL RESULT IN A MANDATORY DISCIPLINARY SURCHARGE IN THE AMOUNT OF FIVE(\$5.00) DOLLARS BEING ASSESSED AUTOMATICALLY AGAINST THE INMATE. SANCTION DATES BELOW ARE SUBJECT TO REVIEW/CHANGE, AND WILL BE CONSECUTIVELY ADDED TO ANY SIMILAR CURRENT SANCTION. IN ADDITION, WHENEVER A CONFINEMENT PENALTY IS BEING SERVED AND A MORE RESTRICTIVE CONFINEMENT PENALTY IS IMPOSED AS A RESULT OF ANOTHER HEARING, THE MORE RESTRICTIVE PENALTY SHALL BEGIN TO BE SERVED IMMEDIATELY, AND ANY TIME OWED ON THE LESS RESTRICTIVE PENALTY SHALL BE SERVED AFTER COMPLETION OF THE MORE RESTRICTIVE PENALTY PERIOD.

PENALTY CODE	DESCRIPTION	PENALTY MO DAYS	START DATE	RELEASE DATE	SUSPEND MO DAYS	DEFERRED RESTITUTION MO DAYS	\$\$\$\$. \$\$
D000	Incapacitated	60 days	10/22/22	12/21/22			
L000	Loss of factors	90	10/9/22	11/7/23			
F000	Loss of humanity	90	10/9/22	11/7/23			

X HIBIT B



KATHY HOCHUL
Governor

Corrections and Community Supervision

ANTHONY J. ANNucci
Acting Commissioner

MEMORANDUM

TO: BOYD, N **15B2063** **T-53**

FROM: Q. Quick, Supervisor Incarcerated Grievance Program

SUBJECT: Grievance Complaint

DATE: 5/24/2022

Your complaint dated: **5/19/2022** **code#** **49** filed as grievance #**0624-22**

titlled: **OFFICER DENIED I/I WORK ASSIGNMENT IN RETALIATION OF PAST GRIEVANCE FILINGS**

has been referred to the Superintendent and is currently pending an investigation.

If your grievance isn't responded to within 25 calendar days from the date of filing, you may appeal to CORC in accordance with Directive # 4040 701.8(g) or 701.9(f). This is done by filing a notice of decision to appeal.

Inmate Grievance Complaint

49

Grievance No.

Sing Sing Correctional Facility

0624-22

RECEIVED

Name: Ny fee Boyd Dm: 1582D63

MAY 19 2022

Location: B-T-53 Date: 5-15-22

SING SING I.G.P.

Description of incident: On the date of 5-16-22 at approx. 1:00PM C.O. Jose M. Cabrera directed C.O. Isaac to not let me out for my assigned program as T34 Porters, because I like to write grievances on ~~the~~ officers he further stated I was the one involved in a incident on 3-29-22 involving Sgt. Candelaria and that I was still lucky to even still be breathing. This has not the only time this officer has made these threatening remarks to me and harrassed me. This is a violation of employee's Manual 8.1. personal conduct and 2.2 Lawful Comportment.

Grievant Signature:

Action Requested: I not be subjected to any further retaliation and C.O. Cabrera be disciplined in accordance with DOCCS policies for improper conduct.

cc: Grievance Clerk/ File/etc.

~~LIBITIC~~

From: Ny jee Boyd Div 15B2063 Date: 6-20-22
Sing Sing Correctional Facility
354 Hunter St
Ossining, N.Y. 10562-5442

INFORMAL COMPLAINT

To: Anthony Annucci (Commissioner of Doccs)

Doccs

1220 Washington Ave

Albany, N.Y. 12226-2050

Dear Mr. Annucci:

I am writing because on the date of June 13th, 2022 at approx 8:30pm while coming back from ~~B-Block~~ 8pm med's, I was proceeding down B-Block flats to return to my cell, when Sgt. Gonzalez directed C.O. London to search me and directed C.O. Gonzalez to search inmate Greene, before being Pat-frisked C.O. London stated "what's this grievance about that you have against C.O. Marsico" I stated "when he searched my cell he destroyed several items" C.O. London then stated "you know we're you at? your in Sing Sing if you haven't noticed we do what we want" he then directed me to step further back while on the wall". C.O. London then reached and stuck his hands inside my boxers grabbing my testicles

Continued to manipulate my Gentiles stating "This what happens when you be stupid and write officers up" During this Pat-Frisk Sgt. Gonzalez witnessed the entire search as well as Sgt. Martinez, C.O. Gonzalez, Incarcerated Individual Greene, C.O. London then directed me back to my housing location. I notified OSI the following day OSI # 294425 despite me making this complaint, I was again retaliated against by C.O. Marsico, C.O. Gonzalez, C.O. London, and C.O. Lowe on 6-13-22. On the date of 6-13-22 at approx. 8:30AM C.O. Marsico and C.O. Gonzalez entered my cell and directed me to strip. I complied and both CO's began to chant "take it off" while being strip frisked CO. Marsico directed me to bend over at the waist, I complied which C.O. Marsico kept telling me to bend over further and further despite seeing my rectum area he than stated "look at the ass on that" He than stated "Since you like to be a dick play with your dicks or we will use force" I than stated I wanted to speak to a supervisor and they directed me to get dress and destroyed several items during the cell search.

On the date of June 18th, 2022 at approx: 4:00PM C.O. Marsico came to my cell and Verbalized Quoted my prea complaint and stated "I see your not

Obviously that Bright, but you will see real soon
Continue to file press complaints". On the date
of June 15th, 2022 at approx. 4:00pm Sgt.
Gonzalez directed Sgt. Reed to tell me "To
Pack-up I being moved to A-Block I advised
Sgt. Reed I have a T3Y Porter assignment
which permits me to be in B-Block he stated "
Yes you have a T3Y Porter assignment, but
if/ther you move off you will be issued a
misbehavior report for refusing a direct order"
I refused to move out of fear of Retaliation
by Sgt. Gonzalez and his officers that's known
as the "Cert team" who is mainly housed in
A-Block. These officers and supervisors are
in violation of N.Y.S. Docs Employee's manual
2.1. personal conduct, 2.2. Lawful Comportment, 2.19
Sexual abuse and harassment, 2.20 Duty to report
Sexual abuse and Sexual harassment, retaliation,
and Confidentiality, 2.23, 2.45, 3.1, 4.16, 7.13, and
7.9. I request I be protected from any further
retaliation and if anything is to happen to me
its a result of this complaint and all other
complaints ~~regarding~~ regarding this incident.

cc: Anthony Annuci /
File etc...

from NY State Raya DIN 15B2003 Date 8-3-22
COXSACKIE CORR. FAC.
P.O. BOX 200
COXSACKIE, NY 12051

TO: Q. Quick (Grievance supervisor)
Sing Sing Corr. Fac.

I am writing to appeal grievance No. 0813-22 to the CORC, due to not given a response within 30 days from date of filing.

cc: Q. Quick /
file letc.,



KATHY HOCHUL
Governor

Corrections and Community Supervision

ANTHONY J. ANNUCCI
Acting Commissioner

MEMORANDUM

TO: BOYD, N **15B2063** **T-53**
FROM: Q. Quick, Supervisor Incarcerated Grievance Program
SUBJECT: Grievance Complaint
DATE: 7/12/2022

Your complaint dated: **7/1/2022** code# **49** filed as grievance #**0815-22**
titled: **ALLEGES OFFICERS RETALIATED AGAINST HIM FOR PRIOR COMPLAINT**

has been referred to the Superintendent and is currently pending an investigation.

If your grievance isn't responded to within 25 calendar days from the date of filing, you may appeal to CORC in accordance with Directive # 4040 701.8(g) or 701.9(f). This is done by filing a notice of decision to appeal.

49

132

Inmate Grievance Complaint

Grievance No.

0815-22

Sing Sing Correctional Facility

RECEIVED

JUL 01 2022

SING SING I.G.P.

Name: Nyree Boyd Dm: 15B2063
Location: B-T-53 Date: 6-15-22

Description of Incident: On the date of 6-8-2022 I reported to OSI about a prea complaint that happened on the 7th of June, 2022. This prea complaint was not only disclosed to the individual I had the prea complaint on it was disclosed also to several Sing Sing Staff including C.O. Marsico, C.O. Lowe, C.O. London, L.O. Gonzalez, and Sgt. Gonzalez. As a result, I was subjected to another sexual assault on 6-13-22 by C.O. Gonzalez, C.O. Lowe, C.O. Marsico and C.O. London. I also reported this sexual assault and it was again disclosed ~~to~~ ^{on June 13, 2022} at approx. 4:00pm came to my cell and verbatim quoted the allegations in my complaint and stated "I see your not obviously that bright, but you will see real soon continue to file prea complaints". I am being retaliated against as a result of reporting such complaints and I've been issued retaliatory misbehavior reports by C.O. Marsico. This is a violation of N.Y.S. DOCCS employee's manual 2.1 Personal Conduct, 2.2 Lawful Comportment, 2.7 Communications, 2.13 Language and 2.19, and 2.20-Duty to Report Sexual abuse and sexual harassment, retaliation, and Confidentiality which states in part: " Apart from reporting to designated Supervisors or officials



KATHY HOCHUL
Governor

KEVIN P. BRUEN
Superintendent

April 8, 2022

Sing Sing Correctional Facility
Nyjee Boyd
DIN: 15-B-2063
354 Hunter St
Ossining, NY 10562

Dear Nyjee Boyd:

I am in receipt of your correspondence dated 3/29/2022 and have forwarded it to the N.Y.S. Department of Corrections and Community Supervision – Office of Special Investigations, as the matter would come under their jurisdiction.

Sincerely,

A handwritten signature in black ink, appearing to read "Capt. James M. Browne".

James M. Browne
Captain
Bureau of Criminal Investigation

FORM #2077 (REV. 6/21)

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original - Incarcerated Individual
Copy - DSSSing Sing CORRECTIONAL FACILITY

Date: 6-21-22

Frisk Start Time:

8:30 pm

Frisk End Time:

8:50 pm

Incarcerated Individual Name: Boyd, N

DIN: 15B2063

CELL/CUBE/ROOM: N-15

A. Rodriguez
Print Name Legibly
K-JD (60325)
Badge #K. Rodriguez
Signature

Officer Conducting Search:

ITEMS CONFISCATED OR DAMAGED

WHERE FOUND

DISPOSITION OF ITEMS LISTED

① extra mattress	on bed	Returned to inventory

NO CONTRABAND FOUND

NO PROPERTY DAMAGED DURING SEARCH

NOTICE TO INCARCERATED INDIVIDUAL: YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.

NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:

FLOORS: OKSINK/TOILET: OKAIR VENT: N/AWINDOW CHECKED/INTACT: N/ACEILING: OKWALLS: OKBARS: OKMISC: N/A

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property): ✓PHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.) ✓INCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.) NOT present

Comments: _____

FORM #2077 (REV. 6/21)

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original - Incarcerated Individual
Copy - DSSSing Sing

CORRECTIONAL FACILITY

Date: 6/13/22Frisk Start Time: 8:30amFrisk End Time: 9:00amIncarcerated Individual Name: Boyd, NDIN: 15B2063CELL/CUBE/ROOM: HBB T 53C Gonzalez42401C GonzalezOfficer Conducting Search: V Masiello5943V Masiello

Print Name Legibly

Badge #

Signature

ITEMS CONFISCATED OR DAMAGED

WHERE FOUND

DISPOSITION OF ITEMS LISTED

<u>① Gallon purple fermented fruit underbed</u>		<u>Disposed of</u>

NO CONTRABAND FOUND

NO PROPERTY DAMAGED DURING SEARCH

NOTICE TO INCARCERATED INDIVIDUAL: YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.

NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:

FLOORS: VMSINK/TOILET: VMAIR VENT: NAWINDOW CHECKED/INTACT: VMCEILING: VMWALLS: VMBARS: VMMISC: NA

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property): VMPHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.) VMINCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.) VM

Comments: _____

FORM #2077 (REV. 6/21)

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original - Incarcerated Individual
Copy - DSSSing Sing CORRECTIONAL FACILITYDate: 6/6/22 Frisk Start Time: 643PM Frisk End Time: 653PMIncarcerated Individual Name: Boyd, N DIN: ISB 2063CELL/CUBE/ROOM: T-53Officer Conducting Search: J. Marrero Print Name Legibly 61344 Badge #  Signature

ITEMS CONFISCATED OR DAMAGED WHERE FOUND DISPOSITION OF ITEMS LISTED

<u>NCF</u>		<u>NCF</u>
		<u>NCF</u>

NO CONTRABAND FOUND

NO PROPERTY DAMAGED DURING SEARCH

NOTICE TO INCARCERATED INDIVIDUAL: YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.

NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:

FLOORS: <u>JM</u>	SINK/TOILET: <u>JM</u>
AIR VENT: <u>N/A</u>	WINDOW CHECKED/INTACT: <u>N/A</u>
CEILING: <u>JM</u>	WALLS: <u>JM</u>
BARS: <u>JM</u>	MISC: <u>JM</u>

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property): JMPHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.) JMINCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.) JMComments: /

FORM #2077 (REV. 6/21)

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original - Incarcerated Individual
Copy - DSS

Sing Sing CORRECTIONAL FACILITY

Date: 6/6/22Frisk Start Time: 10:15 AM Frisk End Time: 10:25 AMIncarcerated Individual Name: Boyd, N DIN: 15B2063CELL/CUBE/ROOM: T-53T. Cunningham 32318Officer Conducting Search: S. Vasquez Felix 61245

Print Name Legibly

Badge #

Signature

ITEMS CONFISCATED OR DAMAGED

WHERE FOUND

DISPOSITION OF ITEMS LISTED

NO CONTRABAND FOUND

NO PROPERTY DAMAGED DURING SEARCH

NOTICE TO INCARCERATED INDIVIDUAL: YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.

NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:

FLOORS: BSINK/TOILET: BAIR VENT: BWINDOW CHECKED/INTACT: BCEILING: BWALLS: BBARS: B

MISC: _____

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property): _____

PHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.) _____

INCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.) _____

Comments: _____

FORM #2077 (REV. 6/21)

Plea - Complaint #294425

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original – Incarcerated Individual
Copy – DSS

Sing Sing CORRECTIONAL FACILITY

Date: May 20, 22 Frisk Start Time: 9 30 Frisk End Time: 9 45
 Incarcerated Individual Name: Boyd, J DIN: 15B2063
 CELL/CUBE/ROOM: T 53

Officer Conducting Search: Marsie London Print Name Legibly Badge # 59432
44759


ITEMS CONFISCATED OR DAMAGED	WHERE FOUND	DISPOSITION OF ITEMS LISTED
(1) shale Matthew (1) shale pillow (1) Ahmed hairy element w/ exposed electric wires (2) gallons ferment snuff bags	in cell	returned to shale shop confiscated
NO CONTRABAND FOUND	✓	NO PROPERTY DAMAGED DURING SEARCH

NOTICE TO INCARCERATED INDIVIDUAL: YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.

NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:

FLOORS: <u>B</u>	SINK/TOILET: <u>A</u>
AIR VENT: <u>B</u>	WINDOW CHECKED/INTACT: <u>N/A</u>
CEILING: <u>O</u>	WALLS: <u>B</u>
BARS: <u>J</u>	MISC: <u>O</u>

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property): e

PHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.) C

INCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.) C

Comments: 100

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original - Incarcerated Individual
Copy - DSS

SING SING

CORRECTIONAL FACILITY

Date: 4/16/22Frisk Start Time: 9:45AM Frisk End Time: 9:56AMIncarcerated Individual Name: BOYD, NDIN: 15B2063CELL/CUBE/ROOM: #BB-T-53Officer Conducting Search: Vasquez, Fabi Print Name Legibly 61245 Badge # Vasquez, Fabi Signature

ITEMS CONFISCATED OR DAMAGED

WHERE FOUND

DISPOSITION OF ITEMS LISTED

<u>① Pair Red/Gray Panda</u>	<u>In cell</u>	<u>Bldg Basement 1</u>

NO CONTRABAND FOUNDK NO PROPERTY DAMAGED DURING SEARCH

NOTICE TO INCARCERATED INDIVIDUAL: YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.

NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:

FLOORS: (b)SINK/TOILET: (b)AIR VENT: N/AWINDOW CHECKED/INTACT: N/ACEILING: (b)WALLS: (b)BARS: (b)

MISC: _____

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property): CPHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.) CINCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.) C

Comments: _____

FORM #2077 (REV. 6/21)

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original - Incarcerated Individual
Copy - DSSSING SING CORRECTIONAL FACILITYDate: 3-29-22 Frisk Start Time: 6:00 Frisk End Time: 6:15Incarcerated Individual Name: BOYO, N DIN: ISB2063CELL/CUBE/ROOM: T-53Officer Conducting Search: J. Cabrea 844 Signature: J. Ce
Print Name Legibly Badge #

ITEMS CONFISCATED OR DAMAGED	WHERE FOUND	DISPOSITION OF ITEMS LISTED
state spray	Locker	seized
state Draft bags	under bed	Disposed

NO CONTRABAND FOUND

 NO PROPERTY DAMAGED DURING SEARCH

NOTICE TO INCARCERATED INDIVIDUAL: YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.

NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:

FLOORS: SCSINK/TOILET: SCAIR VENT: SCWINDOW CHECKED/INTACT: SCCEILING: SCWALLS: SC

BARS: _____

MISC: _____

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property): SCPHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.) SCINCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.) SC

Comments: _____

FORM #2077 (REV. 6/21)

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original - Incarcerated Individual
Copy - DSSSing Sing

CORRECTIONAL FACILITY

Date: 3/15/22Frisk Start Time: 10⁰⁰ amFrisk End Time: 10²⁷ amIncarcerated Individual Name: BOYD, NDIN: 15B2663CELL/CUBE/ROOM: HBB S-28Officer Conducting Search: Polekovic 3577
Print Name Legibly Badge #
Signature

ITEMS CONFISCATED OR DAMAGED WHERE FOUND DISPOSITION OF ITEMS LISTED

<u>1</u> Black Tablet <u>#24</u>	<u>In bottom locker middle shelf</u>	<u>CONFISCATED</u> <u>Not brought to B8 basement.</u>

NO CONTRABAND FOUND

 NO PROPERTY DAMAGED DURING SEARCH**NOTICE TO INCARCERATED INDIVIDUAL:** YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.**NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:**FLOORS: PDSINK/TOILET: PDAIR VENT: NAWINDOW CHECKED/INTACT: NACEILING: PDWALLS: PDBARS: PDMISC: NA

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property):

PHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.)

INCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.)

Comments: I/T was not present during search.

front, NY you would do. File date August 6, 2022
Fox Lake Corr Fac.
P.O. Box 200
Fox Lake, WI 54031-0200

TO: D. Quick, (I/I Supervisor I&P)
Sing Sing Corr. Fac.

I am writing because I have not received a decision to grievance no 0813-22 within 35 days from the date of filing. I wish to appeal the COC.

CC: D. Quick I/I Supervisor I&P
etc.

 Corrections and Community Supervision	GRIEVANCE NO. SS-0664-22	DATE FILED 6/1/22
	FACILITY SING SING	POLICY DESIGNATION Institutional
	TITLE OF GRIEVANCE Staff Conduct	CASE CODE 49
	SUPERINTENDENT'S SIGNATURE <i>R. O.</i>	DATE 6/22/22
GRIEVANT Boyd, N	DIN 15B2063	HOUSING UNIT HBA N-15

Grievant claims staff harassment

Grievant interviewed by a supervisor and had nothing further to add to this grievance.

Staff involved provided written report denying the allegations of harassing, or retaliating against grievant.

Based on the investigation conducted, no evidence could be found to substantiate grievants allegations. Grievance Denied.

APPEAL STATEMENT

If you wish to appeal the above decision of the Superintendent, please sign below and return this copy to the IGRC at the facility where the grievance was filed. You have seven (7) calendar days from receipt of this notice to file your appeal.* Please provide a reason why you are appealing this decision to CORC.

Staff involved in such misconduct, I have several complaints against prior complaints, and I was never interviewed in regards to this complaint. 6/25/22

GRIEVANT'S SIGNATURE

DATE

GRIEVANCE CLERK'S SIGNATURE

DATE

*An exception to the time limit may be requested under Directive #4040, section 701.6 (g)

 Corrections and Community Supervision INCARCERATED GRIEVANCE PROGRAM	GRIEVANCE NO. SS-0539-22	DATE FILED 5/17/22
	FACILITY SING SING	POLICY DESIGNATION Institutional
	TITLE OF GRIEVANCE Medical	CASE CODE 22
	SUPERINTENDENT'S SIGNATURE 	DATE 6/10/22
GRIEVANT Boyd, D	DIN 15B2063	HOUSING UNIT HBB T-53

Grievant states medical staff fails to provide adequate medical treatment.

Grievance Denied. There is no evidence to support the allegations made grievant. Grievant has and will continue receiving the most appropriate medical care/ treatment.

APPEAL STATEMENT

If you wish to appeal the above decision of the Superintendent, please sign below and return this copy to the IGRC at the facility where the grievance was filed. You have seven (7) calendar days from receipt of this notice to file your appeal.* Please provide a reason why you are appealing this decision to CORC.

The grievant have been denied medical treatment in violation of state law

8-1-2022

GRIEVANT'S SIGNATURE

DATE

GRIEVANCE CLERK'S SIGNATURE

DATE

*An exception to the time limit may be requested under Directive #4040, section 701.6 (g)

 Corrections and Community Supervision INCARCERATED GRIEVANCE PROGRAM IGRC HEARING RESPONSE	GRIEVANCE NO.	HEARING DATE
	0539-22	5/17/2022
	GRIEVANT NAME	DIN
	BOYD, N	15B2063
FACILITY	HOUSING UNIT	
SING- SING C.F.	0 B-7-53	
HELD IN ABSENTIA		
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If yes, why:		IN-CELL

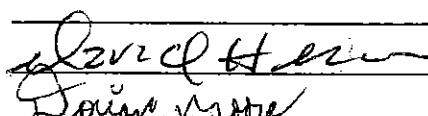
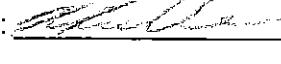
Response of IGRC:**DISAGREE****CODE: 22**

Per IGRC investigation Grievant was admitted to the infirmary on 4/3/22 and was seen by primary care provider on 5/3/22. If grievant continues to have issues they should be addressed using sick call.

Chairperson:



IGRC Members:

Date Returned to Grievant: 5/20/22Appeal:

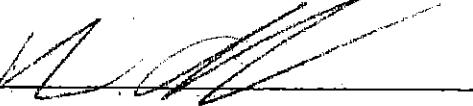
If you wish to appeal, please check the appropriate box below and return within 7 calendar days to the IGRC office at the facility where the grievance was filed.*

I disagree with the IGRC response and wish to appeal to the Superintendent.

I have reviewed the Deadlocked response. Refer to Superintendent.

I agree with the IGRC response and wish to appeal to the Superintendent.

I want to apply to the IGP Supervisor for review of the IGRC dismissal.

Grievant Signature: Date: 5/25/22

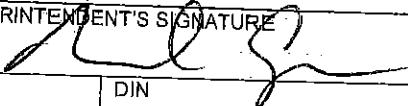
*An exception to the time limit may be requested under Directive #4040, § 701.6 (g).

To be completed by Grievance Clerk

Grievance Clerk Signature: _____

Date Received: _____

Date Forwarded to Superintendent For Action: _____

 Corrections and Community Supervision INCARCERATED GRIEVANCE PROGRAM	GRIEVANCE NO. SS-0464-22	DATE FILED 4/19/22
	FACILITY SING SING	POLICY DESIGNATION Institutional
	TITLE OF GRIEVANCE Housing- Internal Block Affairs	CASE CODE 23
	SUPERINTENDENT'S SIGNATURE 	DATE 6/6/22
GRIEVANT Boyd, D	DIN 15B2063	HOUSING UNIT HBB T-53

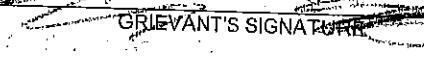
Grievant states recreation has been denied by housing sergeants.

Grievance Denied. Investigation reveals there was a minor misunderstanding in reference to incarcerated individuals sanctioned to loss of recreation, however, this issue has been addressed. Grievant is currently sanctioned to loss of recreation along with being assigned an AM and PM program therefore grievant is not entitled to out of cell exercise.

APPEAL STATEMENT

If you wish to appeal the above decision of the Superintendent, please sign below and return this copy to the IGRC at the facility where the grievance was filed. You have seven (7) calendar days from receipt of this notice to file your appeal.* Please provide a reason why you are appealing this decision to CORC?

I appeal this decision because I/I were lost of Rec and denied Rec for long periods of time. A violation of my 8th Amendment rights. And I am a Grievant. I am aware of S/T Long Island 5-2-2022.

GRIEVANT'S SIGNATURE 	DATE REC
GRIEVANCE CLERK'S SIGNATURE	DATE

*An exception to the time limit may be requested under Directive #4040, section 701.6 (g)

*CC: Grievance Clerk /
File Letter - u*

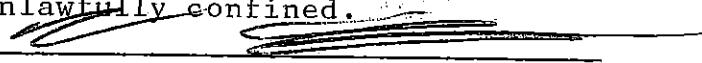
(23) *Officer [Signature]*
Inmate Grievance Complaint

Sing Sing Correctional Facility

Grievance No. _____

Name: Nyjee Boyd Din:15-B-2063
Location: B-T-53 Date:4/18/22

Description of incident: on several dates i have been denied one hour of recreation for which I am unassigned and have a sanction of loss of rec each time i have put down for one hour of rec i have been told its the New Policy if you have loss of rec you are not entitled to one hour even if you dont have a assigned program. I have addressed this issue with several sergeants and supervisor officials who continues to enforce this unconstitutional policy. i am challenging this policy as invalid as a matter of law 7 NYCRR section 1704.6(b)which states in part: "An inmate shall be permitted to exercise outside of his or her cell for atleast one hour daily" section (d) also states: "An inmate who has lost recreation privileges but who is not otherwise keeplocked or confined to his or her cell need not be permitted the daily exercise referred to in Subdivision (b) of this section. However, an inmate who is on loss of recreation status and who has no program shall be permitted the daily exercise referred to in Subdivision (b) of this section. See also Bowe v. Smith, 119 Misc.2d 453(1983). it should be noted I am a mental ill prisoner who has a omh level 1s such denial of rec has exacerbated the effects of my mental illness in violation of my constitutional rights as a result i am being unlawfully confined.

Grievant Signature: 

Action Requested: I be provided rec in accordance to 7 NYCRR Section 1704.6 (b),(d) . i also request adequate investigation be conducted into this matter .

RECEIVED cc: Grievance
clerk/file/etc.

APR 25 2022

SING SING I.G.P.



KATHY HOCHUL
Governor

Corrections and Community Supervision

ANTHONY J. ANNUCCI
Acting Commissioner

MEMORANDUM

TO: BOYD, N **15B2063** **T-53**

FROM: Q. Quick, Supervisor Incarcerated Grievance Program

SUBJECT: Grievance Complaint

DATE: 6/2/2022

Your complaint dated: 5/31/2022 code# 23 filed 6/9/2022 as grievance # 0651-22

titled: **BEING DENIED RECREATION**

is currently under investigation by the Inmate Grievance Program Staff.

At the completion of our investigation you will be informed of any informal resolution suggestion or you will be scheduled for a hearing.

If the IGRC hearing does not take place within 16 calendar days from the date of filing, you may appeal to the next level of review in accordance with Directive #4040 701.6(g)2.

Inmate Grievance Complaint

(23)

Grievance No.

Sing Sing Correctional Facility

0651-22

Name: Myree Boyd Dm: 15B2063

Location: B-T-53 Date: 5-31-22

RECEIVED

JUN 5 2022

SING SING I.G.R.

Description of incident: On the date of 5-30-22 and several other dates. I have been denied rec, despite not being on loss of Rec. I have also even been denied a hour of rec, despite staff not letting me out my cell for my assigned program. I spoke to Sgt. Acevado and informed him of my reversal for a disciplinary Tier III misbehavior report which due to this previous sanctions were expunged. Sgt. Acevado continues to deny me such rec, by informing the Company Officers to not let me out for rec.

Such reversal is dated 5-18-2022.

I also showed him Grievance No. 0464-22 regarding loss of Rec.

Grievant Signature: 

Action Requested: I be provided rec in accordance with Carr. Law. 137 and my Constitutional right not be violated.

cc: Grievance Clerk / File /
etc.



KATHY HOCHUL
Governor

Corrections and Community Supervision

ANTHONY J. ANNUCCI
Acting Commissioner

MEMORANDUM

TO: BOYD, N 15B2063 T53 R N-15
FROM: Q. Quick, Supervisor Incarcerated Grievance Program
SUBJECT: Grievance Complaint
DATE: 6/9/2022

Your complaint dated: 5/31/2022 code# 23 filed 6/1/2022 as grievance # 0651-22
titled: **BEING DENIED RECREATION**

is currently under investigation by the Inmate Grievance Program Staff.

At the completion of our investigation you will be informed of any informal resolution suggestion or you will be scheduled for a hearing.

If the IGRC hearing does not take place within 16 calendar days from the date of filing, you may appeal to the next level of review in accordance with Directive #4040 701.6(g2).

Inmate Grievance Complaint

23

0651-22
(CON)

Grievance No.

Sing Sing Correctional Facility

RECEIVED

JUN 01 2022

SING SING I.G.P.

Name: Nyjele Boyd Din: 15B2063

Location: B-T-S3 Date: 5-31-22

Description of Incident: On the date of 5-31-22 at approx. 5:00pm Sgt. Gonzalez Gonzalez directed my Officer I was lose of Rec to not let me out for Rec. I showed the officer my reversal for the hearing of ~~any~~ march 29, 2022. and that I didn't have any sanctions, despite this I was still denied rec in violation of my Constitutional right.

Grievant Signature: 32

Action Requested: I be provided rec and my Constitutional rights not be violated.

cc: Grievance Clerk /
File letter,



KATHY HOCHUL
Governor

Corrections and Community Supervision

ANTHONY J. ANNUCCI
Acting Commissioner

MEMORANDUM

TO: BOYD, N **15B2063** **T-53**

FROM: Q. Quick, Supervisor Incarcerated Grievance Program

SUBJECT: Grievance Complaint

DATE: 5/9/2022

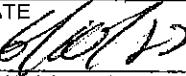
Your complaint dated: 4/28/2022 code# 44 filed 5/4/2022 as grievance # 0549-22

titled: IGP INTERVIEWING SGT FAILED TO CONDUCT PROPER INVESTIGATION INTO INCIDENT

is currently under investigation by the Inmate Grievance Program Staff.

At the completion of our investigation you will be informed of any informal resolution suggestion or you will be scheduled for a hearing.

If the IGRC hearing does not take place within 16 calendar days from the date of filing, you may appeal to the next level of review in accordance with Directive #4040 701.6(g)2.

 Corrections and Community Supervision INCARCERATED GRIEVANCE PROGRAM	GRIEVANCE NO. SS-0549-22	DATE FILED 5/4/22
	FACILITY SING SING	POLICY DESIGNATION Institutional
	TITLE OF GRIEVANCE Incarcerated Grievance Program	CASE CODE 44
SUPERINTENDENT RESPONSE	SUPERINTENDENT'S SIGNATURE 	DATE 
GRIEVANT Boyd, D	DIN 15B2063	HOUSING UNIT HBB T-53

Grievant states as a form of retaliation, he was interviewed by a sergeant although the incident involved a sergeant.

Grievance Denied. There is no evidence to support the allegations made by grievant. All grievances will be investigated as required.

APPEAL STATEMENT

If you wish to appeal the above decision of the Superintendent, please sign below and return this copy to the IGRC at the facility where the grievance was filed. You have seven (7) calendar days from receipt of this notice to file your appeal.* Please provide a reason why you are appealing this decision to CORC.

The investigation was incomplete and no action taken.
Boyd, D.
8-1-2022

GRIEVANT'S SIGNATURE

DATE

GRIEVANCE CLERK'S SIGNATURE

DATE

*An exception to the time limit may be requested under Directive #4040, section 701.6 (g)

*Accepted Grievance
Ch 5/ file letter*

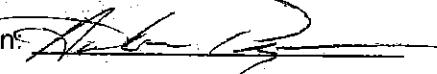
 Corrections and Community Supervision INCARCERATED GRIEVANCE PROGRAM IGRC HEARING RESPONSE	GRIEVANCE NO. 0549-22	HEARING DATE 5/17/2022
	GRIEVANT NAME BOYD, N	DIN 15B2063
	FACILITY SING- SING C.F.	HOUSING UNIT B-T-53
	HELD IN ABSENTIA <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	IN-CELL <i>If yes, why:</i>

AGREE**CODE: 44**Response of IGRC:

Per IGRC investigation the wrong complaint was sent to Sgt. A in that regard Grievant is correct. There is no conspiracy to cover-up any incident. The investigation will continue but will be done by the L.T.

NOTE: One Committee member dissents.

Chairperson:

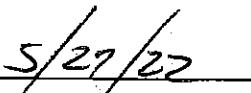


IGRC Members:



*Cynthia Knaub
David Heron
Jordan Moore*

Date Returned to Grievant:

Appeal:

If you wish to appeal, please check the appropriate box below and return within 7 calendar days to the IGRC office at the facility where the grievance was filed.*

I disagree with the IGRC response and wish to appeal to the Superintendent.

I have reviewed the Deadlocked response. Refer to Superintendent.

I agree with the IGRC response and wish to appeal to the Superintendent.

I want to apply to the IGP Supervisor for review of the IGRC dismissal.

Grievant Signature:

Date:

*An exception to the time limit may be requested under Directive #4040, § 701.6 (g).

To be completed by Grievance Clerk

Grievance Clerk Signature: _____

Date Received: _____

Date Forwarded to Superintendent For Action: _____

Grievance No.

Sing Sing Correctional Facility

0549-22

44

RECEIVED

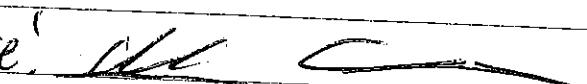
Name: Nyjet Boyd D# 15B2063

Location: B-T-53 Date: 4-28-22

MAY 04 2022

SING SING I.G.P.

Description of incident: On the date of 4-26-22 at approx. 4:30 PM Sgt. ~~#~~ Carlos J. Acevedo interviewed me in regards to the incident on 3-29-22 regarding being assaulted by staff one of the staff members being Sgt. Candelario Such assignment to Sgt. Acevedo was improper and is a attempt to cover-up the assault, he never asked me if I had any witnesses or even attempted to locate any. If anything is to happen to me its a result of several complaints I've filed against Sing Sing staff for improper conduct.

Grievant Signature: 

Action Requested: I not be retaliated against and any further investigation into the incident on 3-29-22 be assigned to the proper supervisory official.

CC: Grievance Clerk / File /

 NEW YORK STATE	Corrections and Community Supervision	GRIEVANCE NO. SS-0479-22	DATE FILED 4/19/22
INCARCERATED GRIEVANCE PROGRAM		FACILITY SING SING	POLICY DESIGNATION Institutional
SUPERINTENDENT RESPONSE		TITLE OF GRIEVANCE Staff Conduct	CASE CODE 49
GRIEVANT Boyd, N		SUPERINTENDENT'S SIGNATURE 	DATE 4/19/22
		DIN 15B2063	HOUSING UNIT HBB T-53

Grievant claims staff harassment

Grievant interviewed by a supervisor and had nothing further to add to this grievance..

Staff involved provided written report denying the allegations of harassing, retaliating or assaulting grievant.

Based on the investigation conducted, no evidence could be found to substantiate grievants allegations. Grievance Denied.

APPEAL STATEMENT

If you wish to appeal the above decision of the Superintendent, please sign below and return this copy to the IGRC at the facility where the grievance was filed. You have seven (7) calendar days from receipt of this notice to file your appeal.* Please provide a reason why you are appealing this decision to CORC.

The allegations are true and staff falsified documents such as the investigation was flawed and none of my witnesses were interviewed. Yes

GRIEVANT'S SIGNATURE

DATE

GRIEVANCE CLERK'S SIGNATURE

DATE

*An exception to the time limit may be requested under Directive #4040, section 701.6 (g)



KATHY HOCHUL
Governor

Corrections and Community Supervision

ANTHONY J. ANNUCCI
Acting Commissioner

MEMORANDUM

TO: BOYD, N **15B2063** **T-53**
FROM: Q. Quick, Supervisor Incarcerated Grievance Program
SUBJECT: Grievance Complaint
DATE: 4/22/2022

Your complaint dated: **4/19/2022** code# **49** filed as grievance # **0479-22**
titled: **OFFICERS SEARCHED CELL IN RETALIATION FOR PRIOR GRIEVANCES**

has been referred to the Superintendent and is currently pending an investigation.

If your grievance isn't responded to within 25 calendar days from the date of filing, you may appeal to CORC in accordance with Directive # 4040 701.8(g) or 701.9(f). This is done by filing a notice of decision to appeal.

Inmate Grievance Complaint

Grievance No.

Sing Sing Correctional Facility (49)

04/19/22

Name: NY Jee Bold Din' 15IB2063

Location: B-T-53 Date: 4-6-22

Description of Incident: On the date of 4-6-22 at approx: 9:30 AM C.O. L. Lowe, C.O. F. Vasquez conducted a cell search on my cell, while conducting such search, I asked C.O. L. Lowe, what kind of search was being conducted he then stated "do you want me to spray you" "cause if you want me to spray you I will". He also stated "stop writing grievances and we won't cross this path". C.O. Vasquez and C.O. L. Lowe destroyed several property items in my cell and took items and didn't placed these items on the contraband search receipt. Grievant's signature:

Action Requested: I not be subjected to retaliation in violation of my 1st Amendment right and not be subjected to retaliation cell searches.

CC: Grievance Clerk
File etc.,

RECEIVED

APR 19 2022

SING SING I.G.P.



Corrections and Community Supervision

KATHY HOCHUL
Governor

ANTHONY J. ANNUCCI
Acting Commissioner

MEMORANDUM

From: Rachael Seguin, Director, Incarcerated Grievance Program
SUBJ: Receipt of Appeal
Date: 7/28/2022

N BOYD 15B2063
Sing Sing Correctional Facility
Your grievance SS-0443-22 entitled
Assaulted By Security Staff/RN Did Not Report Injuries
was rec'd by CORC on 6/15/2022

A disposition will be sent to you after the grievance is reviewed by CORC



KATHY HOCHUL
Governor

Corrections and Community Supervision

ANTHONY J. ANNUNCI
Acting Commissioner

MEMORANDUM

TO: BOYD, N **15B2063** **T-53**
FROM: Q. Quick, Supervisor Incarcerated Grievance Program
SUBJECT: Grievance Complaint
DATE: 4/11/2022

Your complaint dated: **4/4/2022** code# **49** filed as grievance # **0443 -22**

titled: **OFFICERS ASSAULTED HIM IN RETALIATION FOR PRIOR GRIEVANCE**

has been referred to the Superintendent and is currently pending an investigation.

If your grievance isn't responded to within 25 calendar days from the date of filing, you may appeal to CORC in accordance with Directive # 4040 701.8(g) or 701.9(f). This is done by filing a notice of decision to appeal.

Inmate Grievance Complaint

(49)

0443-22 108
Grievance No.

Sing Sing Correctional Facility

RECEIVED

Name: NY Jee Boyd DIN: 15B2063
Location: B-T-53 Date: 4-4-2022

APR 07 2022

SING SING I.G.P.

Description of incident: On the date of 3-29-22 at approx: 5:30 PM Location of HBB Mess Hall Bridge, while leaving the messhall for the above date, Location and time C.O. Tulloch directed C.O. Guthrie to Place me on the wall for a Pat-frisk. C.O. Guthrie then directed me to submit to a Pat-frisk. I complied while on the wall C.O. Guthrie began to yell stating "what the fuck, you got to say now!"" You thought that grievable shit was going to work" He then struck me with a closed fist, which also Sgt. Jose Candelario ~~also~~, C.O. Asantewa K. Tulloch and C.O. John doe engaged in the assault by striking me repeatedly with closed fist punches and kicks. While being assaulted C.O. Tulloch yelled "Talk that shit now Bitch Nigga!" "write a grievance now" ~~after~~ while cuffed on the floor these ~~Individuals~~ individuals continued to assault me, by kicking me repeatedly and punching me. After the assault, I was escorted to medical by Sgt. Candelario, which he directed medical personnel not to report my injuries, which the Nurse evaluating my didn't report the swelling to my eye and face. This assault was in violation of my 8th Amendment and 1st under the Constitution of the United States.

Inmate Grievance Complaint

GRIEVANCE NO.

Sing Sing Correctional Facility

Name: Nyle Boyd Dm: 15B2063

Location: B-T-53 Date: 3-20-22

Description of Incident: On the date of 3-20-22 at approx 7:30pm, I placed my I.D. inside the B-Block Yard Phone Box and the I.D.'s fell over. C.O. Tulloch stated to me "How you not getting on the phone for the rest of the night" I then stated "I am getting on the phone, I didn't mean to knock the I.D's over" She then stated "I bet you don't get on the phone tonite, cause you keep running your mouth I'll go get my boyfriend" I stated "Your boyfriend, I have already got beat up" C.O. Tulloch then called Sgt. Candelario to the yard which he terminated my rec and directed me to my cell, which I complied. The actions of C.O. Tulloch was improper and in violation of N.Y.S. DOCCS employees manual 8.1 Personal Conduct and 8.2 Lawful comportment.

Grievant Signature: KL

Action Requested: C.O. Tulloch be disciplined in accordance to DOCCS Policies and Procedures, for unprofessional conduct and I not be subjected to denial of rec for improper reasons.

cc: Grievance Clerk /
File etc...

Confidential



Corrections and Community Supervision

KATHY HOCHUL
Governor

ANTHONY J. ANNUCCI
Acting Commissioner

MEMORANDUM

From: Rachael Seguin, Director, Incarcerated Grievance Program
SUBJ: Receipt of Appeal
Date: 8/19/2022

N BOYD 15B2063
Sing Sing Correctional Facility
Your grievance SS-0664-22 entitled
Property Destroyed/Cell Searched By Officers In
Retaliation For Prior Grievances
was rec'd by CORC on 7/12/2022

A disposition will be sent to you after the grievance is reviewed by CORC

FORM #2077 (REV. 6/21)

NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

CELL FRISK/CONTRABAND RECEIPT

Original - Incarcerated Individual
Copy - DSS

SING SING

CORRECTIONAL FACILITY

Date: 4/6/22Frisk Start Time: 9:45am Frisk End Time: 9:56amIncarcerated Individual Name: BOYD, NDIN: 15B2063CELL/CUBE/ROOM: HBB-T-53Officer Conducting Search: VASQUEZ, FELIX Print Name Legibly Badge # 61245 Signature Vasquez, Felix

ITEMS CONFISCATED OR DAMAGED WHERE FOUND DISPOSITION OF ITEMS LISTED

<u>1 pair red/gray pants</u>	<u>in cell</u>	<u>Bldg Basement 1</u>

NO CONTRABAND FOUND

NO PROPERTY DAMAGED DURING SEARCH

NOTICE TO INCARCERATED INDIVIDUAL: YOU MAY WRITE TO THE DEPUTY SUPERINTENDENT FOR SECURITY WITHIN 7 DAYS OF THIS RECEIPT REGARDING THE CONFISCATION OR DISPOSITION OF THESE ITEMS.

NOTE: DURING THIS CELL FRISK, MY INITIALS BELOW INDICATE THAT THE CELL INTEGRITY CHECK HAS BEEN COMPLETED AS FOLLOWS:

FLOORS: bSINK/TOILET: bAIR VENT: n/aWINDOW CHECKED/INTACT: 194CEILING: bWALLS: bBARS: b

MISC: _____

IN ADDITION: THE FOLLOWING ITEMS WERE CHECKED FOR COMPLIANCE:

PROPERTY LIMITS (No more than 4 bags of property): cPHOTOGRAPH/PICTURE COMPLIANCE (No nudes visible from the front of cell. All photos/pictures confined in the appropriate 2' x 4' section.) tINCARCERATED INDIVIDUAL ID MATCHES CURRENT APPEARANCE (Checked ID to incarcerated individual's current appearance, if the incarcerated individual was present for the search.) c

Comments: _____

From: Nyree Boyd D#15B2063 Date: 4-20-22
Sing Sing Corr. Fac.
354 Hunter st
Ossining, NY 10562-3498

To: Grievance Supervisor
Sing Sing Corr. Fac.

I am writing because, I filed a Grievance dated 3-20-22 - regarding C.O. Tulloch, also filed Grievance dated 4-6-22 - regarding denial of Rec, ~~etc~~ and filed a Grievance dated 4-6-22 - regarding Cell Search by C.O. L. Lowe and C.O Vasquez, I also filed a Grievance dated 4-9-22 regarding Claim No. 1300077-21 and 130-002-22, none of the above mentioned grievances, I submitted ~~none~~ did I receive a Grievance No. I request those Grievances be appealed to the Superintendent and Corc.

cc: Grievance Super
File etc..

Y fee Boyd Div, 15B2063
Coxsackie Correctional Facility
P.O. Box 999
Coxsackie, New York, 12081-0999

7021 0950 0001 8578 9903

COXSACKIE



CORRECTIONAL FACILITY

MEOPOST

10/03/2022

DATE POSTED

\$017.15



ZIP 12051
04111254768

RECEIVED U.S. District Court Clerk
Southern District of New York
U.S. Courthouse
500 Pearl St
New York, NY 10007-1312

